

**IN THE HIGH COURT OF PUNJAB & HARYANA
AT CHANDIGARH**

222

CRR-393-2018

Date of decision: 19.01.2023

Anil Kumar

.....Petitioner

Versus

State of Haryana and another

.....Respondents

CORAM: HON'BLE MRS. JUSTICE MANJARI NEHRU KAUL

Present : Mr. Aditya Sanghi, Advocate
for the petitioner.

Mr. Amit Rana, Sr. DAG, Punjab.

Mr. Shashikat Gupta, Advocate
for respondent No.2.

MANJARI NEHRU KAUL, J. (ORAL)

The petitioner is impugning the order dated 17.01.2018 passed by the learned Additional Sessions Judge, Narnaul (Annexure P-1) whereby the conviction and sentence order passed by learned Additional Chief Judicial Magistrate, Narnaul was upheld.

Learned counsel for the petitioner submits that as per the directions given in CRM-3550-2018 vide order dated 02.02.2018 a demand draft in the sum of Rs.1,50,000/- which was has deposited by the petitioner in the Registry of this Court already stands handed over to respondent No.2 who in turn has encashed it. It has further been submitted that during the pendency of the instant revision petition, the parties have arrived at an amicable settlement; hence nothing survives and the instant revision petition be disposed of in terms of the compromise effected between the parties.

Learned counsel appearing for respondent No.2 does not

dispute the submissions made by the counsel opposite with respect to encashment of the demand draft in the sum of Rs.1,50,000/- and also the matter having been amicably settled between the parties. He, thus, does not oppose the prayer made by the counsel opposite for compounding of the offence under Section 138 of the Negotiable Instruments Act, 1881 (for short, 'the NI Act') and disposing of the instant revision petition accordingly.

In view of the compromise arrived at between the parties, the petition is allowed. The offence under Section 138 of the NI Act is compounded and the order dated 17.01.2018 passed by learned Additional Sessions Judge, Narnaul and order of conviction and sentence dated 25.08.2015 passed by learned Additional Chief Judicial Magistrate, Narnaul under Section 138 of the NI Act are set aside.

19.01.2023

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(MANJARI NEHRU KAUL)
JUDGE

Whether speaking/reasoned : Yes/No
Whether reportable : Yes/No