

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

CRR-926-2018 (O&M)
Date of Decision:-**09.02.2023**

SHIV KUMAR SOOD

... Petitioner

Versus

SUKHDEV MAHAJAN

... Respondent

CORAM: HON'BLE MR. JUSTICE KARAMJIT SINGH

Present:- Mr. Vishal Nehra, Advocate
for the petitioner.

Mr. Gaurav Deep Goel, Advocate
for the respondent.

KARAMJIT SINGH, J. (Oral)

The petitioner has filed the present petition challenging the judgment dated 11.04.2017 passed by Judicial Magistrate Ist Class, Panchkula whereby the petitioner was convicted and sentenced to simple imprisonment for a period of 1 month and to pay compensation equivalent to cheque amount i.e. ₹8,50,000/- under Section 138 of Negotiable Instruments Act; and judgment dated 21.02.2018, whereby the appeal filed by the petitioner against the aforesaid judgment and order was dismissed by the Court of Additional Sessions Judge, Panchkula, while the appeal filed by

respondent/complainant was allowed and sentence of imprisonment is enhanced.

Still being aggrieved, the petitioner has filed the present revision petition.

Today the counsel for the petitioner submits that the parties have effected compromise and the respondent is having no objection if the offence under Section 138 Negotiable Instruments Act is compounded.

Mr. Gaurav Deep Goel, Advocate, who has appeared on behalf of the respondent has admitted the factum of compromise and further stated that the respondent is having no objection if the offence is compounded and the petitioner is acquitted.

It is clear that the parties have settled their dispute by way of compromise, as per Section 147 of Negotiable Instruments Act. So permission is hereby granted to the parties to compound the offence punishable under Section 138 of Negotiable Instruments Act.

Consequently, the present revision petition is allowed and impugned judgments and orders passed by the Courts below are set aside, and the petitioner is acquitted of an offence punishable under Section 138 Negotiable Instruments Act.

(KARAMJIT SINGH)
JUDGE

09.02.2023
Gaurav Sorot

Whether reasoned / speaking? Yes / No

Whether reportable? Yes / No