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

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CRR-1584-2008 (O&M)**Date of Decision: 09.03.2026**

Rakesh Kumar Seth

.....Petitioner

Versus

State of Punjab and another

.....Respondent

CORAM: HON'BLE MR. JUSTICE RAMESH CHANDER DIMRI

Present: Mr. Veneet Sharma, Advocate and
Mr. Mayank M. Mahla, Advocate for the petitioner.

Mr. Raghav Garg, AAG, Punjab.

RAMESH CHANDER DIMRI, J. (Oral)

1. The present Criminal Revision Petition has been filed by the petitioner challenging the judgment of conviction and order of sentence dated 06.08.2007 passed by the then Judicial Magistrate First Class, Amritsar, whereby petitioner was convicted and sentenced to undergo rigorous imprisonment for a period of one year alongwith fine of Rs.5000/- as well as the judgment dated 12.08.2008 passed by the then learned Additional Sessions Judge, Amritsar dismissing the appeal preferred by the petitioner while upholding the judgment and order dated 06.08.2007.

2. One M/s International Woolen Mills filed a complaint under Section 138 of the Negotiable Instruments Act (for short 'N.I Act') against the petitioner. On conclusion of trial thereof, the petitioner was convicted in the said complaint. In turn, he was sentenced to undergo Rigorous Imprisonment (for short 'R.I.') for a period of one year with a fine of

Rs.5000/-. In default of payment of fine, he was directed to undergo further



R.I. for a period of 3 months.

3. Against such conviction and sentence, he had filed a criminal appeal, which was dismissed by the Court of Sh. Kuldip Kumar Kareer, the then Additional Sessions Judge, Amritsar. Aggrieved of the same, the petitioner has filed a present revision petition before this Court. It was admitted on 01.09.2008. On that very date, sentence imposed upon him was ordered to be suspended. Such suspension is stated to be continuing till date.

4. During pendency of the present petition, he has now filed an application dated 14.01.2020 for allowing the parties to compound the offence. As per contents of the said application, he has compromised the matter in question with the complainant. To it, he has appended Annexure P-2 showing payment of Rs. 66,248/- from his account. He has also appended an affidavit Annexure P-3 of one Jagjit Singh s/o Sh. Ujagar Singh, stated to have been authorized by the complainant. An authority letter (Annexure P-1) has also been appended by him to show that the said Jagjit Singh has been authorized by Sh. Anuj Dilawari s/o Sh. Dharam Pal Dilawari, a partner of the complainant firm, to swear in the affidavit Annexure P-3. As per contents of the said affidavit, the complainant has compromised the matter in question with the petitioner and all liabilities as well as the matter in question has been resolved amicably. It also mentions that the complainant has no objection if the petitioner is acquitted in the case in question on the basis of compromise.

5. Record shows that a notice of appearance was issued to complainant for 21.01.2026 but despite service, no one appeared for it. It, therefore, appears that the respondent/complainant does not want to contest the said application and rather has given its consent to compound the matter



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14.01.2020 and for contents of the documents Annexures P-1 to P-3 but subject to all just exceptions, parties to the petition in question are permitted to compound the offence in question. Said application is disposed of accordingly.

6. Since the parties to the petition have compromised the matter in question, the impugned judgment dated 12.08.2008 passed by the then learned Additional Sessions Judge, Amritsar and the impugned judgment of conviction and order of sentence dated 06.08.2007 passed by the then Judicial Magistrate First Class, Amritsar are set aside with all consequential proceedings. In turn, the petitioner is acquitted of the notice of accusation served upon him. Main petition is disposed of accordingly.

7. Pending application(s), if any, is/are also disposed of .

09.03.2026
Rajeev (rvs)

(RAMESH CHANDER DIMRI)
JUDGE

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