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

**CRR-2979-2023 (O&M)
DATE OF DECISION: 23.01.2025**

VEERPAL KAUR

...PETITIONER

Versus

STATE OF PUNJAB AND ORS.

... RESPONDENTS

CORAM: HON'BLE MR. JUSTICE SANDEEP MOUDGIL

Present: Mr. Mayank Aggarwal, Advocate for
Mr. G.S. Sandhu, Advocate for the petitioner.
Mr. Rajiv Verma, DAG, Punjab.
Ms. Amandeep Kaur, Advocate for respondent No.2.

SANDEEP MOUDGIL, J (ORAL)

CRM-49346-2024

This application has been filed for compounding of the offence.

Learned counsel for the applicant submits that the matter has been settled between the parties and the entire amount has been given to the LRs of the complainant.

For the reasons mentioned in the application and keeping in view the submission made by counsel for the applicant, the application is allowed.

Main case

The present revision has been filed against the judgment dated 25.04.2017 passed by the Judicial Magistrate 1st Class, Barnala vide which the petitioner had been convicted under section 138 of N.I.



Act and sentenced to undergo R.I. for two years along with compensation of one and half amount of cheque in question i.e. Rs.6,45,000/- and against the judgment dated 12.12.2023 passed by Addl. Sessions Judge, Barnala vide which the appeal filed by the petitioner has also been dismissed.

Learned counsel for the parties have submitted that the parties have compromised the matter and the LRs of the complainant have received the entire amount and therefore, prays for setting aside the judgments/orders passed by the Courts below, the petitioner be ordered to be acquitted of the charges.

Learned counsel appearing on behalf of the respondent does not dispute the compromise arrived at between the parties. He has expressed his no objection if the petition is allowed.

In view of the above, finding the prayer of the petitioner to be genuine and in view of the fact that the matter has been amicably settled between the parties, this Court finds that it would not be unjustified if the petition is allowed.

Accordingly, the present petition is allowed. Necessary permission for compounding of offence under Section 138 of the Negotiable Instruments Act, for which the petitioner was convicted and sentenced by the trial Court, is granted. As a result of compounding, the judgment dated 25.04.2017 passed by the Judicial Magistrate 1st Class, Barnala vide which the petitioner had been convicted under section 138 of N.I. Act and sentenced to undergo R.I. for two years along with compensation of one and half amount of cheque in question



i.e. Rs.6,45,000/- and against the judgment dated 12.12.2023 passed by Addl. Sessions Judge, Barnala vide which the appeal filed by the petitioner has also been dismissed along with all consequential proceeding arising therefrom, are quashed qua the petitioner.

(SANDEEP MOUDGIL)
JUDGE

23.01.2025
anuradha

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