

Sanjay VS Balbir Singh etc.

Present: Appellant is present on bail represented by
Shri KS Yadav, Advocate
Shri Bajrang Sharma, Advocate for respondent

LCR not received. Arguments not advanced. At this stage, an application for compounding the offence u/s 138/142 N.I. Act on the basis of compromise between the parties has been filed.

Thereafter, appellant Sanjay appeared and suffered a statement to the effect that he had compromised the matter with respondent and as per compromise it has been settled that the appellant has settled their account out of the court and nothing remained due qua the cheque in dispute towards the appellant. The 20% i.e. Rs. 180000/- has already been deposited by him in the Hon'ble Court and the respondent is free to withdraw the same from the Hon'ble Court in this regard. He further stated that he is poor person and remained ill for many days and belongs from a poor family and unable to pay compounding fees. As such his compounding fee may kindly be remitted and the offence of the accused may kindly be compounded and the present appeal may kindly be allowed and he may kindly be acquitted.

Thereafter, respondent Balbir Singh appeared and suffered a statement to the effect that he had compromised the present matter for the cheque in question with appellant Sanjay. He had heard and understood the aforesaid statement of Sanjay and he agree to the same and now nothing remained due against the

appellant in lieu of the said cheque. He further stated that he had received the settled amount qua cheque No. 015292 dated 19.12.2016 out of the court except 20% amount deposited by appellant and it may kindly be released in his favour and he had no objection, if the offence of the accused is compounded and the present appeal is allowed.

Now to come upon 01.02.2024 for consideration.

Yogesh Chaudhry
MACT, Narnaul
UID No. HR-0212

Date of order: 24.01.2024
Monika SG-III