

IN THE HIGH COURT OF HIMACHAL PRADESH, SHIMLA

Cr. Revision No. 607 of 2026

Date of Decision: 17.09.2026

Rajesh ...Petitioner
Versus

Narender Pal ...Respondent

Coram

Hon'ble Mr Justice Rakesh Kainthla, Judge.

Whether approved for reporting?¹ No.

For the Petitioner : Mr. Karun Negi, Advocate.

For the Respondent : Mr. Ajay Kumar, Advocate.

Rakesh Kainthla, Judge (oral)

Case called again.

In compliance to the order of even date, learned counsel for the petitioner has placed on record a receipt dated 17.09.2026, regarding the deposit of ₹16,875/-, which is 7.5% of the cheque amount of ₹2,25,000/-, issued by the Member Secretary, H.P. Legal Services Authority, Kasumpti, Shimla, District Shimla, H.P.

2. Learned counsel for the respondent under instructions, submits that the complainant/respondent does not

¹ Whether reporters of Local Papers may be allowed to see the judgment? Yes.

want to proceed further with the complaint in view of the compromise effected between the parties.

3. In view of above, present revision petition is allowed and the judgment passed by learned Additional Sessions Judge-II, Solan, District Solan, H.P. in Cr.Appeal No. 85-ASJ-II/10 of 2024, decided on 10.11.2025 (learned Appellate Court) affirming the judgment of conviction and order of sentence dated 05.01.2024, passed by Chief Judicial Magistrate, Solan, District Solan, H.P. (learned Trial Court) in Criminal Complaint under Section 138 of in Criminal Case No. 90/3 of 2020/18, are ordered to be set aside and the complaint is dismissed as not pressed.

4. Learned counsel for the petitioner submits that an amount of ₹50,000/-has been deposited before learned Chief Judicial Magistrate, Solan, District Solan, H.P. (learned trial Court), which is to be disbursed to the complainant as per the compromise. Hence, the amount of ₹50,000/- deposited before the learned trial Court is ordered to be disbursed to the complainant under proper identification and receipt, by remitting the amount to the savings account of complainant on furnishing of bank details, if not furnished earlier. Learned counsel for the

petitioner further submits that no other amount is deposited before learned appellate Court or before this Court.

5. The petitioner is stated to be in judicial custody and he is presently lodged in Sub Jail, Solan, H.P. He is ordered to be released forthwith, if not required in any other case. Release warrants be prepared accordingly and the same be sent to the Jail Superintendent, Sub Jail, District Solan, H.P. and learned trial Court through *FASTER* forthwith for necessary compliance.

6. In view of the above, the present revision is disposed of, so also the pending miscellaneous application(s), if any.

(Rakesh Kainthla)
Judge

17th September, 2026
(ravinder)