

IN THE HIGH COURT OF JHARKHAND AT RANCHI
Cr. Rev. No. 449 of 2025

1. Sarabjit Singh, aged about 54 years, Son of Gurudayal Singh, Resident of H.No. 59, Line No. 05, East Plant Basti, Burmamines, P.O. & P.S.: Burmamines, Town District East Singhbhum, State Jharkhand. Jamshedpur.

2. M/s. Hind Road Carrier, Represented by its Proprietor Sarabjit Singh, N.H.-33, Near Resham Singh & Sons, M.G.M., Mango, P.O.-Mango, P.S. MGM, Town-Jamshedpur, District-East Singhbhum, State-Jharkhand.

..... ... Petitioners

Versus

1. The State of Jharkhand.

2. M/s. Prashant Automobiles, Office at N.H.-33, Dimna Chowk, Mango, Jamshedpur, Pin Code 831018, Represented through its Proprietor Mr. Prashant Khirwal, Son of Arun Kumar Khirwal, Resident of N.H.-33, Danga, Near Opposite Tata DLT M.G.M., P.O.-Mango, P.S. MGM, Town Jamshedpur, District - East Singhbhum, Jharkhand.

..... ... Opposite Parties

CORAM : HON'BLE MR. JUSTICE SANJAY KUMAR DWIVEDI

For the Petitioners : Mr. Anurag Kashyap, Advocate.
For the State : Mr. Manoj Kumar Mishra, A.P.P.
For the O.P. No. 2 : Ms. Shyna Hasan, Advocate.

04/ 24.11.2025 Learned counsel appearing for the petitioner submits that the matter is arising out of Section 138 of NI Act and the learned Judicial Magistrate, 1st Class, East Singhbhum at Jamshedpur, by the judgment dated 19.08.2024 passed in Complaint Case No. 3626 of 2021 has been pleased to hold guilty and the petitioner has been sentenced to undergo S.I. for twelve months and also impose a fine of Rs. 5,00,000/- in form of compensation for having committed the offence under

Section 138 of the N.I. Act and in default of payment of compensation amount, the petitioner will undergo simple imprisonment for a period of 30 days. He further submits that the said judgment of learned trial court has been challenged before the learned Sessions Judge, East Singhbhum at Jamshedpur, in Criminal Appeal No. 200 of 2024, whereby the learned appellate court has been pleased to dismiss the said appeal by order dated 18.12.2024 by way of upholding the order of the learned trial court.

2. Learned counsel appearing for the petitioners submits that the matter is arising out of Section 138 of NI Act and the complaint case has been filed for dishonour of cheque to the tune of Rs. 4,55,821. He submits that now the good sense has prevailed between the parties and the case has been compromised between the parties and the entire amount has already been paid to the complainant-O.P. No. 2. He next submits that the compromise petition has been brought on record by way of filing I.A. No. 5091 of 2025. He then submits that since the matter is arising out of NI Act, which is compoundable in nature in light of Section 147 of the said Act, in view of that, the petitioner may kindly be exonerated.

3. Learned counsel appearing for the complainant-O.P. No. 2, on instruction submits that the compromise has reached between the parties and the entire amount has already been received by the complainant-O.P. No. 2 and further the complainant does not want to proceed with the matter any further. She next submits that in light of Section 147 of NI Act, the matter may be disposed of.

4. Learned A.P.P. appearing for the State submits that the

compromise has taken place and the case is arising under Section 138 of NI Act and further the case is compoundable under Section 147 of the NI Act.

5. In view of the above discussions and further considering the rival submissions of the respective parties and in view of the compromise arrived at between the parties, which has been brought on record by way of filing I.A. No. 5091 of 2025 and the case is compoundable in nature in light of Section 147 of the NI Act, this court allows the case to be compounded.

6. Consequently, the judgment dated 19.08.2024 passed by the learned Judicial Magistrate, 1st Class, East Singhbhum at Jamshedpur, in Complaint Case No. 3626 of 2021 and the order dated 18.12.2024, passed by the learned Sessions Judge, East Singhbhum at Jamshedpur, in Criminal Appeal No. 200 of 2024, are hereby, set aside. The petitioner is exonerated from all the liabilities

7. This revision petition is allowed and disposed of.

(Sanjay Kumar Dwivedi, J.)

Dated:-24.11.2025
Amitesh/-