

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CRM-A-1021-MA-2016(O&M)

Date of decision : 14.07.2016

Chitsimran Singh Virk

..... Appellant

versus

Kunwr Mubarak Singh

..... Respondent

CORAM : HON'BLE MR. JUSTICE AJAY TEWARI

Present: Mr. Manhar Singh Saini, Advocate for the appellant.

1. Whether Reporters of local papers may be allowed to see the judgment?
2. To be referred to the Reporters or not?
3. Whether the judgment should be reported in the Digest?

AJAY TEWARI, J. (Oral)

CRM-16534 of 2016

For the reasons recorded in the application, delay of 99 days in filing the present appeal is condoned.

CM stands disposed of.

CRM-A-1021-MA-2016

This appeal has been filed against the order of the trial Court dismissing the complaint under Section 138 of the Negotiable Instruments Act filed by the petitioner.

One of the main grounds on which the trial Court has dismissed the complaint is the fact that on 09.06.2010 the respondent had closed his bank account and as per the standard operating procedure all the unused cheques were deposited by him at the time of closure of the account. In the

circumstances there was no occasion for the respondent to have issued the cheque dated 20.1.2011 more so when there is already bad blood between the parties and the respondent had also filed a criminal case against the petitioner.

I see no reason to take a deferent view.

Appeal is dismissed.

Since the main case has been decided, the Civil Misc. Application, if any, also stands disposed of.

(AJAY TEWARI)
JUDGE

July 14, 2016
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