

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

**CRR No.1085 of 2016 (O&M)
Date of Decision: April 23, 2016**

Karam Chand

.... Petitioner

vs.

Municipal Corporation and another

.... Respondents

CORAM: HON'BLE MR. JUSTICE KULDIP SINGH

Present: Mr. Kanwalvir Singh Kang, Advocate for the petitioner.

Mr. Navdeep Singh, DAG, Punjab.

- 1. Whether Reporters of Local Newspapers 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?*

Kuldip Singh J.(Oral)

Present petitioner Karam Chand was convicted for the commission of offence punishable under Section 138 of the Negotiable Instruments Act, 1881 and sentenced to undergo rigorous imprisonment for a period of one year and to pay compensation equivalent to half of the cheque amount by the learned Judicial Magistrate 1st Class, Patiala, vide judgment of conviction and order of sentence dated 08.04.2015.

The appeal filed by the present petitioner was dismissed by the learned Addl. Sessions Judge, Patiala vide judgment dated 27.01.2016.

It comes out that at the time of hearing of appeal, the present petitioner was not present and first appellate court ordered the arrest of the petitioner. When the present revision was filed before this Court, the petitioner was directed to surrender before the

trial court or jail authorities. He was given two opportunities by this Court. However, he has failed to surrender before the lower court, which shows that he does not want to comply with the order of this Court.

I have gone through the judgments of two courts below. The Municipal Corporation, Patiala had filed a criminal complaint on the ground that cheques issued for payment of house tax have bounced. There are concurrent findings of two courts below. Moreover, the petitioner has not complied with the direction of this Court.

Hence, the present revision petition stands dismissed. The petitioner is ordered to be arrested. The Senior Superintendent of Police, Patiala is directed to arrest the petitioner and commit him to the jail.

April 23, 2016
sarita

(KULDIP SINGH)
JUDGE