

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

**CRR No.2114 of 2016 (O/M)
Date of decision : June 02, 2016**

Harjinder Singh

..... Petitioner

Versus

State of Punjab and another

..... Respondents

CORAM : HON'BLE MR. JUSTICE KULDIP SINGH

Present:- Mr. Gaurav Rana, Advocate for the petitioner.

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

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KULDIP SINGH J. (ORAL)

CRM-18423-2016

There is delay of 114 days in filing the present revision petition.

For the reasons mentioned in the application, delay of 114 days in filing the present revision petition is condoned, subject to all just exception.

Application stands disposed of.

Main Case

Petitioner has been convicted for the commission of offence punishable under Section 138 of the Negotiable Instruments Act, 1881 and sentenced to undergo rigorous imprisonment for one year and to pay a fine of ₹5,000/-, in default thereof to further undergo rigorous imprisonment for one month vide judgment of conviction and order of sentence dated 02.12.2014 passed by the learned Judicial Magistrate 1st Class, Rajpura.

The appeal filed by the petitioner was dismissed by the learned Addl. Sessions Judge, Patiala, vide judgment dated 04.11.2015.

The allegations against the petitioner are that he issued a cheque of ₹2,80,000/-, which bounced.

Heard.

A perusal of judgments of both the courts below shows that the plea of the petitioner that a blank cheque given was considered by the lower court and it was held that the complainant admits that he had filled in date while handing over the cheque. The accused authorized the complainant to fill in the date. The legal enforceable debt was proved. Therefore, there is no ground to interfere in the findings recorded by both the courts below.

Accordingly, the present revision petition stands dismissed.

(KULDIP SINGH)
JUDGE

June 02, 2016
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