

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

**1. CRR No.2070 of 2017 (O&M)
Date of decision : October 07, 2017**

Surinder Kumar Petitioner

Versus

Ramesh Kumar Jagga Respondent

**2. CRR No.2708 of 2017 (O&M)
Date of decision : October 07, 2017**

Surinder Kumar Petitioner

Versus

Ramesh Kumar Jagga Respondent

**3. CRR No.2709 of 2017 (O&M)
Date of decision : October 07, 2017**

Surinder Kumar Petitioner

Versus

**Subhash Chander Jagga through GPA Ramesh Kumar Jagga
..... Respondent**

**4. CRR No.2710 of 2017 (O&M)
Date of decision : October 07, 2017**

Surinder Kumar Petitioner

Versus

**Subhash Chander Jagga through GPA Ramesh Kumar Jagga
..... Respondent**

CORAM : HON'BLE MR. JUSTICE KULDIP SINGH

Present:- Mr. Raman Goklaney, Advocate for the petitioner(s)
in all cases.

Mr. C.M. Munjal, Advocate for the respondent in all cases.

- 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 ?

KULDIP SINGH J. (ORAL)

Delay Applications

For the reasons mentioned in the respective applications, delay in filing the respective revision petitions is hereby condoned, subject to all just exception.

Applications stand disposed of.

Main cases

This order of mine shall dispose of four criminal revisions bearing CRR Nos.2070, 2708, 2709 and 2710 of 2017, involving the same issue.

The petitioner has been convicted in four different complainants bearing Nos.RBT-169-2, dated 16.12.2014 and RBT-182-2, RBT-197-2, RBT-199-2, dated 16.12.2014/27.08.2015 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 ₹1,000/-, in default of payment of fine to further undergo imprisonment for one year in each complaint by the learned Judicial Magistrate 1st Class, Abohar, vide separate judgments of conviction and orders of sentence dated 31.03.2016. The separate appeals filed against the said judgment of convictions and orders of sentence were dismissed by the learned Addl. Sessions Judge, Fazilka, vide separate judgments, dated 30.11.2016.

Heard.

The short prayer made in the all the four revision petitions is for concurrent running of the sentence awarded in aforesaid four complaints on the ground that it was one financial transaction between the present

A perusal of the complaints shows that two complaints were filed by Ramesh Kumar Jagga and other two were filed by Subhash Chander Jagga through said Ramesh Kumar Jagga, who happens to be his real brother. All the cheques were issued in the month of October and November, 2014 for ₹1,00,000/- and ₹2,00,000/-. Therefore, it appears that it was one financial transaction between one family and the petitioner.

In these circumstances, it is ordered that the sentence awarded to the petitioner in all the aforesaid complaints bearing Nos.RBT-169-2, dated 16.12.2014 and RBT-182-2, RBT-197-2, RBT-199-2, dated 16.12.2014/27.08.2015 shall run concurrently. The petitioner be released on completion of his sentence as ordered above, if not required in any other case.

All the aforesaid revisions are partly allowed to the abovenoted extent.

(KULDIP SINGH)
JUDGE

October 07, 2017

sarita

Whether speaking / reasoned Yes

Whether Reportable: No