

In order to discharge his legal liability, revisionist issued cheque No. 396282, dated 25.11.2013, of PNB, GT Road, Karnal, for Rs. 13,00,000/- in favour of complainant, which on presentation to the bank was received back with remarks 'Funds Insufficient'. Before the lower Court, in

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addition to revisionist, the bank record was produced.

The learned counsel for revisionist has argued that a blank cheque was given to the panchayat to settle the dispute between the parties. The cheque has been misused.

It goes to show that there was some dispute between the parties regarding monetary transaction and that present revisionist admitted his liability and in order to discharge the legal liability, issued a blank cheque. The said blank cheque was handed over to panchayat. The handing over of said blank cheque implies that the authority was given to fill in the said blank cheque. The trial Court has discussed in detail the stand taken by respondent and defence of revisionist and also taken into consideration the panchayati compromise dated 25.11.2013. It being so, the judgment of the trial Court is well reasoned. There is no illegality or infirmity in the same. Consequently, the judgment of conviction dated 12.10.2015 and order of sentence dated 14.10.2015, passed by the lower Court as well as by the learned Additional Sessions Judge, Karnal, dated 13.7.2017, are upheld. Present revision is found to be without any merit. Hence, same is dismissed.

(KULDIP SINGH)
JUDGE

7.9.2017
sjks

Whether speaking / reasoned : Yes

Whether Reportable : No