

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

CRR No. 3687 of 2017 (O&M)

Date of Decision: 07.10.2017

Y. RAMA RAO

...Petitioner

VS.

STATE OF HARYANA AND ANOTHER

...Respondents

CORAM: HON'BLE MR. JUSTICE KULDIP SINGH.

Present: Ms. Deepa Jain, Advocate,
for the petitioner.

KULDIP SINGH, J. (ORAL)

Impugned in the present revision petition is the judgement dated 27.09.2017 passed by the learned Additional Sessions Judge, Faridabad affirming the judgment of conviction dated 19.11.2015 and order of sentence dated 21.11.2015 passed by the Judicial Magistrate Ist Class, Faridabad vide which the petitioner was convicted under Section 138 of the Negotiable Instruments Act, 1881 and sentenced to undergo simple imprisonment for a period of three months. The petitioner was also directed to pay compensation of ₹1,20,000/- to the complainant within a period of two months from passing of the judgment.

Heard.

A perusal of the judgments of the both the Courts below shows that in defence, the accused has admitted that he had signed and filled in the particulars in the cheque, though, he had denied the borrowing of money. The petitioner is stated to be working as Field Worker in the company of the complainant and had borrowed money from the said company.

Both the Courts below have properly dealt with the defence taken by the present petitioner. I am of the view that it is a case of taking of loan from the company wherein a duly filled in and signed cheque was given to the complainant.

In view of the above, there is no ground to interfere with judgments of both the Courts below, therefore, the present revision petition is dismissed.

October 7, 2017
Suresh Kumar

(KULDIP SINGH)
JUDGE

Whether speaking / reasoned	:	✓ Yes	/	No ✓
Whether Reportable	:	Yes	/	No