

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

CRR No. 549 of 2017(O&M)

Date of Decision: 08.11.2017

MALA

...Petitioner

VS.

STATE OF HARYANA AND ANOTHER

...Respondents

CORAM: HON'BLE MR. JUSTICE KULDIP SINGH.

Present: None for the petitioner.

 Mr. R.K. Makkad, DAG, Haryana.

 Mr. Divya Sarup, Advocate, Legal Aid Counsel
 for respondent No. 2

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)

Impugned in the present revision is the judgment dated 16.01.2017 passed by the learned Additional Sessions Judge, Jhajjar affirming the judgment of conviction and order of sentence dated 17.03.2015 passed by the learned Judicial Magistrate Ist Class, Jhajjar vide which the present petitioner was convicted under Section 138 of the Negotiable Instruments Act, 1881 and sentenced to undergo simple imprisonment for six months and to pay a fine of ₹1,20,000/- and in default thereof to further undergo imprisonment for six months. However, while dismissing the appeal, learned Additional Sessions Judge, Jhajjar has modified/reduced the sentence in default of payment of fine from six months to three months.

It comes out that it was recorded in order dated 24.04.2017 passed by this Court that petitioner is ready to pay ₹40,000/- to respondent No. 2 within a period of 30 days and to facilitate the payment by the petitioner, interim bail was sought which was granted. Thereafter, no one

appears on behalf of the petitioner. Hence, his interim bail was cancelled by this Court vide order dated 17.07.2017 he is ordered to be re-arrested to undergo remaining part of sentence. The petitioner could not be re-arrested and since then two adjournments has also been granted. Even today no one is appearing on behalf of the petitioner.

In view of the above, the revision petition stands dismissed.

Let the petitioner be re-arrested and committed to jail to undergo remaining part of the sentence.

November 8, 2017

Suresh Kumar

(KULDIP SINGH)
JUDGE

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