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IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CRR No. 99 of 2017 (O&M)

Date of Decision: 12.07.2017

Major Singh

.....Petitioner

Vs

State of Punjab and another

.....Respondents

CORAM: *HON'BLE MR. JUSTICE KULDIP SINGH*

Present: Mr. G.S. Goraya, Advocate,
for the petitioner.

Mr. Devinderbir Singh, D.A.G., Punjab.

Mr. H.R. Bhardwaj, Advocate,
for the complainant.

KULDIP SINGH, J.(Oral)

CRM No. 1030 of 2017 in/ and CRR No. 99 of 2017:

This is the revision against judgment dated 17.10.2014, passed by learned Additional Sessions Judge, Patiala, affirming order dated 23.05.2013, passed by Judicial Magistrate Ist Class, Rajpura, vide which the present applicant-petitioner was convicted under Section 138 of the Negotiable Instruments Act, 1881, and sentenced to undergo rigorous imprisonment for one year with fine of ₹ 5,000/- (Rupees Five Thousand Only) and in default thereof to further undergo rigorous imprisonment for one month. He was also directed to pay compensation in tune of

₹ 1,30,000/- (Rupees One Lac Thirty Thousand Only).

The applicant-petitioner remained away from the Court during hearing of the appeal and was not re-arrested after the dismissal of the appeal.

This application has been filed for condonation of delay of 728 days in filing the present petition. In the application, it is stated that the applicant-petitioner is a truck driver. He went for supply of goods and there he met with an accident, in which he suffered multiple injuries, therefore, he could not contact the counsel. However, there is no record of such accident and injuries.

There is a delay of two years in filing the revision, therefore, grounds mentioned in the application are not proved. Hence, the application for condonation of delay is dismissed. Consequently, the revision also stands dismissed. Petitioner be arrested and committed to jail to undergo remaining part of sentence.

12.07.2017

Apurva

**(KULDIP SINGH)
JUDGE**

Whether speaking/reasoned : Yes/No

Whether reportable : Yes/No