

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

Sr. No.225

CRM-A-975-MA of 2015

DECIDED ON: November 21, 2018

MANOJ KATARIA

..PETITIONER

VERSUS

BRIJ BHAN AND ANOTHER

...RESPONDENTS

CORAM: HON'BLE MR. JUSTICE SUDHIR MITTAL

Present: Mr. Surinder Dagar, Advocate, for the appellant.

SUDHIR MITTAL, J. (ORAL)

The complainant is in appeal against the judgment dated 19.03.2015, whereby his complaint has been dismissed.

A complaint under Section 138 of Negotiable Instruments Act, 1881 was instituted on 13.11.2013. Vide impugned judgment, the learned trial court has dismissed the same by holding that the complainant has failed to prove the source from which an amount of Rs.55 lacs was allegedly advanced as friendly loan. It has been found that although the complainant tried to explain the source of the funds as sale consideration of a plot, however, no document pertaining to sale of any plot was produced on record.

Learned counsel for the appellant has failed to point out any infirmity in the aforementioned findings.

Thus, there is no merit in the appeal and the same is accordingly dismissed.

November 21, 2018

Ankur

**(SUDHIR MITTAL)
JUDGE**

Whether speaking/reasoned
Whether Reportable

Yes/No
Yes/No