

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CRM-M-51942-2018 (O&M)

Date of decision:19.12.2018

M/s Sachin Goyal Properties & Leasing (P) Ltd. and others

.....Petitioners

versus

State of Punjab and another

....Respondents

CORAM: Hon'ble Mr. Justice Kuldeep Singh

Present: Mr. Naveen Sharma, Advocate
for the petitioners.

Ms. Sunint Kaur, AAG, Punjab.

Mr. Aayush Gupta, Advocate for respondent No.2.

Kuldeep Singh, J. (Oral)

Learned counsel for respondent No.2 has produced the latest Act which shows the amendment dated 02.08.2018 came into force w.e.f. 01.09.2018. It goes to show that when the impugned order dated 03.11.2018 was passed by learned Additional Sessions Judge, Ludhiana, the said amendment inserting Section 148 of the Negotiable Instruments Act, 1881 had come into force.

It being so, there is no illegality and infirmity in the impugned order dated 03.11.2018, passed by learned Additional Sessions Judge, Ludhiana directing the petitioners to deposit 25% of the compensation awarded by the trial Court.

Accordingly, petition is dismissed.

However, It is made clear that amount is to be paid within 60 days from the date of passing of the order, in terms of Section 148 of the Negotiable Instruments Act 1881. The petitioner shall always be at liberty to apply for extension of period by another 30 days on the grounds available to him and it is for the learned Additional Sessions Judge, Ludhiana to consider the same and to pass appropriate order.

(KULDIP SINGH)
JUDGE

19.12.2018
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Whether speaking/ reasoned:	Yes
Whether Reportable:	No