

251.

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

CRR-948-2017 (O&M)

Date of decision:11.12.2018.

GURMAIL SINGH

... Petitioner

versus

BALWINDER SINGH AND ANR.

.... Respondents

CORAM: HON'BLE MR. JUSTICE HARI PAL VERMA

Present: None for the petitioner.

 None for respondent No.1.

 Mr. Manish Bansal, DAG, Haryana,
 for respondent No.2.

HARI PAL VERMA, J.(Oral)

Prayer in the present revision petition filed under Section 401 Cr.P.C. is for setting aside the order dated 14.02.2017 passed by learned Additional Sessions Judge-I, Panchkula, whereby his appeal against the judgment and order of sentence dated 19.04.2016 passed by learned Judicial Magistrate Ist Class, Panchkula, was dismissed.

Vide order dated 18.09.2018, this Court passed the following order:-

“Petitioner was required to deposit 15% of the cheque amount as compounding fee, in terms of the judgment of the Hon'ble Apex Court in **Damodar S. Prabhu Versus Sayed Babalal H. 2010(2) RCR (Criminal) 851** .

Neither anybody has come present on behalf of the petitioner nor the said amount has been deposited so far.

Let notice be issued to the petitioner to show cause as to why the order dated May 25, 2017 passed by this Court suspending his sentence be not revoked.

Adjourned to 29.10.2018.”

Neither the petitioner nor his counsel is present. Even on the last date of hearing, no one was present on behalf of the petitioner. Furthermore, there is no report that the petitioner has deposited 15% of the cheque amount in terms of judgment in ***Damodar S. Prabhu's case (supra.***

Dismissed for non-prosecution.

(HARI PAL VERMA)
JUDGE

11.12.2018
sanjeev

Whether speaking/reasoned?	Yes/No
Whether reportable?	Yes/No