

IN THE HIGH COURT OF PUNJAB & HARYANA AT CHANDIGARH

Criminal Misc.-A-189-MA of 2015.

Date of Decision: October 30, 2019.

Karan Vadhera

.....Appellant

versus

Malkiat Singh

.....Respondent

CORAM: HON'BLE MR.JUSTICE ANIL KSHETARPAL.

Present: Mr.Arvind Kashyap, Advocate, for the appellant.

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Anil Kshetarpal, J. (Oral)

Leave to appeal has been sought under Section 378(4) Cr.P.C. against the judgment of acquittal while deciding the criminal complaint under Section 138 of the Negotiable Instruments Act, 1881.

On presentation, the cheque was returned with the remarks “signatures differ”. Still further, the Court has held that the appellant has failed to prove his financial capacity of advancing the amount in question. The Court has further found that the cheque has been interpolated.

Learned Judicial Magistrate, 1st Class has drawn reasonable and probable conclusion which is not proved to be perverse or suffering from any patent error. Hence, no ground to grant leave to appeal is made out.

Dismissed.

October 30, 2019

mohinder

**(ANIL KSHETARPAL)
JUDGE**

Whether speaking/reasoned

:

Yes/No

Whether Reportable

:

Yes/No