

CRR No. 1051 of 2019 (O&M)

Date of decision: 14.05.2019

SEEMA

...PETITIONER

VERSUS

STATE OF PUNJAB AND ANOTHER

...RESPONDENTS

CORAM: HON'BLE MR. JUSTICE ANUPINDER SINGH GREWAL

Present: Mr. S.K.Choudhary, Advocate
for the petitioner.

ANUPINDER SINGH GREWAL,J. (ORAL)

The petitioner has challenged the impugned order dated 01.04.2019 passed by the Appellate Court whereby the petitioner (accused) was directed to deposit 20% of the compensation amount awarded by the trial court within a period of one month in terms of Section 148 of the Negotiable Instruments Act, 1881 (NI 'Act' -for short).

Learned counsel for the petitioner contends that deposit of 20% of the compensation, which has been introduced through Section 148 of the NI Act, could not have retrospective operation, as it was brought in force on 04.08.2018, while the complaint in the instant case has been filed on 02.06.2016.

The question with regard to the prospective operation of the amendment has been elaborately dealt by Coordinate Bench of this Court in CRM-M No. 16741 of 2019, decided on 22.04.2019, wherein has been held that Section 148 of the NI Act shall be applicable to the appeals as the procedure for recovery of fine or compensation from appellant in pending

appeal already existed in Cr.P.C. even before the amendment.

Consequently, I do not find any illegality in the impugned order. The petition stands dismissed.

14.05.2019

renubala

(ANUPINDER SINGH GREWAL)
JUDGE

Whether speaking/reasoned: Yes/No

Whether reportable: Yes/No