

S.No.141

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

CRM-M-34576 of 2019 (O&M)

Date of Decision:26.08.2019

Ashok Chand

.....Petitioner

Vs.

State of Punjab and another

.....Respondents

CORAM:- HON'BLE MR. JUSTICE RAJBIR SEHRAWAT

Present:- Mr. Manbir Singh Batth, Advocate
for the petitioner.

Rajbir Sehrawat, J.(Oral)

The present petition has been filed by the petitioner under Section 482 Cr.P.C for setting aside/ modifying the order dated 22.07.2019 passed by learned Sessions Judge, Rupnagar whereby the petitioner was directed to pay a sum of Rs.1 lakh to respondent by way of demand draft or through cash towards the part payment of the cheque amount and further to release the petitioner on bail in the event of his arrest in case Criminal Complaint No. Nact 423/2015 dated 10.11.2015 registered under Section 138 of NI Act pending before JMIC, Rupnagar as the petitioner got absented on 22.04.2019.

A bare perusal of the order shows that the Court below has passed this order on specific statements and undertakings on behalf of the petitioner that he would settle the dispute by making the payments in instalments. Therefore, there is nothing wrong with the order, which may call for any interference.

However, counsel for the petitioner submits that since the time granted by the Court below for depositing an amount of Rs.1 lakh is over, therefore, he be granted ten days' more time to pay this amount of Rs.1 lakh.

Since the petitioner has shown his willingness to comply with the order passed by the trial Court to avail the benefit of bail granted to him, it would not be unjustified if the petitioner is granted some more time to comply with the order passed by the Court below.

Accordingly, the present petition is disposed of by modifying the order of the Court below to the limited extent that the petitioner shall be at liberty to pay the amount mentioned in the order of the Court below within ten days from today.

August 26, 2019
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(RAJBIR SEHRAWAT)
JUDGE

Whether Speaking/reasoned	Yes/No
Whether Reportable	Yes/No