

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

CWP No. 26406 of 2018.

Date of Decision: 04.02.2019.

Gurjeet Singh

... Petitioner

Versus

The Presiding Officer and another

... Respondents

CORAM : Hon'ble Mr. Justice Jitendra Chauhan

Present : Mr. Ankit Kharbanda, Advocate,
for the petitioner.

None for respondent No.1.

Mr. V.K. Sandhir, Advocate,
for respondent No.2.

JITENDRA CHAUHAN.J.(ORAL)

The petitioner seeks quashing of order dated 20.01.2018 (Annexure P-1) vide which respondent No.2 was acquitted by Monthly Lok Adalat, Amritsar.

Learned counsel for respondent No.2 states that the entire liability has been paid. The respondent No.2 has already paid Rs.20,000/- towards the costs of litigation before the Appellate Court. However, the petitioner is insisting upon the costs.

Learned counsel for respondent No.1 states that the drafts in favour of the petitioner were earlier prepared on 20.01.2018 however, on account of certain internal developments all the drafts issued by the concerned bank branch pertaining to the period when the drafts were issued were cancelled, therefore, the amount could not be

Considering the fact that the entire amount is being offered and the amount of Rs.20,000/- has already been paid to the petitioner and taking into consideration the fact that respondent No.2 is running a small tailoring shop in the countryside, it will tell very heavy on the small worker particularly when the petitioner is stated to be a money lender, therefore, the prayer made by the petitioner is declined.

Disposed of.

However, respondent No.2 is directed to deposit the amount with the trial Court in favour of the petitioner. The petitioner shall have liberty to withdraw the amount on moving an application in this regard before the trial Court.

04.02.2019.
SN

(JITENDRA CHAUHAN)
JUDGE

Whether speaking/reasoned :	Yes/No
Whether reportable :	Yes/No