

IN THE HIGH COURT OF PUNJAB & HARYANA AT CHANDIGARH

CRM-M-57259-2018 (O&M)

Date of decision: 11.02.2019

Vijay Kumar Sharma

..... Petitioner

Versus

Talwinder Pal Singh

..... Respondent

CORAM: HON'BLE MR. JUSTICE RAMENDRA JAIN

PRESENT: Mr. Vaibhav Sehgal, Advocate for the petitioner.

RAMENDRA JAIN, J. (ORAL)

Through this petition under Section 482 Cr.P.C., prayer has been made for quashing impugned order dated 17.11.2018 (Annexure P-4) of the Judicial Magistrate Ist Class, Ludhaina and Complaint No. 11161 dated 26.10.2016 (Annexure P-1), whereby the trial Court has erroneously applied the amendment carried out by way of insertion of Section 143-A in the Negotiable Instruments Act, 1881, to a complaint which was filed in the year 2016.

Heard.

In the fitness of things and without going into the merits of the case, the impugned order dated 17.11.2018 (Annexure P-4) of the trial Court is modified to the extent that 20% of the cheque amount, sought to be deposited by the petitioner shall be converted into FDR, in some nationalised bank fetching maximum rate of interest to save loss of interest to either of the party, who shall finally be held entitled for the same by the trial Court.

The instant petition stands disposed of, accordingly.

February 11, 2019

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**(RAMENDRA JAIN)
JUDGE**

Whether speaking/reasoned Yes/No

Whether reportable Yes/No