

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

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**CRR-255-2020 (O&M)
Date of Decision: 24.01.2020.**

Harvinder Singh

....Petitioner.

Versus

Axis Bank Ltd..

....Respondent.

CORAM: HON'BLE MR. JUSTICE SUVIR SEHGAL

Present: Mr. Shvetanshu Goel, Advocate for the petitioner.

Suvir Sehgal, J. (Oral)

Learned counsel for the petitioner submitted that the petitioner has filed an appeal against the judgment of conviction and order of sentence dated 10.12.2019. The appeal came up for hearing on 03.01.2020 before learned Additional Sessions Judge, Karnal and following order was passed:-

“Appeal received by way of assignment. Since there are arguable points involved in the appeal, it is admitted for hearing. It be checked and registered.

Heard on the application for suspension of substantive sentence. There are arguable points in the present appeal and learned counsel for appellant seeks time to argue and in the meanwhile he makes a prayer to suspend the substantive sentence. As such without expressing any opinion on the merits of the case, the appellant is admitted to bail on furnishing bail bonds in the sum of Rs.50,000/- with one surety in the like amount to the satisfaction of this Court. It is ordered that the substantive sentence during the

pendency of the present appeal shall remain suspended, subject to furnishing bail bonds. Requisite bail bonds and surety bonds not furnished.

In view of the provisions of Section 148 of the Negotiable Instrument Act, the appellant is directed to deposit 20% amount of the compensation in the trial Court on or before 06.01.2020.”

Learned counsel for the petitioner has argued that Section 148(2) of the Negotiable Instruments Act, prescribes a period of 60 days for deposit of the amount when an appeal is instituted before Appellate Court.

In view of the above provision, the petitioner is granted sixty days time from the date of the order dated 03.01.2020 to deposit 20% amount of compensation. The order dated 03.01.2020 is modified accordingly.

Petition is disposed of.

(SUVIR SEHGAL)
JUDGE

24.01.2020

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Whether speaking/ reasoned : Yes/ No

Whether Reportable : Yes/ No