

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

213+214

DATE OF DECISION: 09.09.2020

CRR-2062-2019

OM PARKASH KATARIA

..PETITIONER

VERSUS

JAI SINGH

..RESPONDENT

CRR-2637-2019

OM PARKASH KATARIA

..PETITIONER

VERSUS

JAI SINGH

..RESPONDENT

CORAM: HON'BLE MR. JUSTICE SUDHIR MITTAL

Present: Mr. Sant Lal Barwala, Advocate, for the petitioner.

None for the respondent-complainant.

SUDHIR MITTAL, J. (ORAL)

This order shall dispose of two petitions bearing numbers CRR-2062-2019 and CRR-2637-2019, as the petitioner issued two cheques of ₹50,000/- each to the complainant which were dishonoured.

Learned counsel for the petitioner has argued that admittedly, the cheques bore the stamp of a cooperative society, where the petitioner was employed as a Clerk. The cheques were issued in discharge of the liability of the said cooperative society and the cooperative society having not been made a party, the complaint was not maintainable.

CRR-2062-2019 and CRR-2637-2019

I am unable to accept the submission of learned counsel for the petitioner as both the courts below have returned a finding of fact that the complainant had advanced a sum of ₹1 lac to the accused persons by way of a personal transaction. Learned counsel for the petitioner has not been able to show that the said finding is perverse and thus, it is difficult for me to hold that the liability was of the cooperative society.

No other question has been raised or argued.

These petitions are without merit and same are dismissed.

09.09.2020

Ankur

**(SUDHIR MITTAL)
JUDGE**

Whether speaking/reasoned

Yes

Whether Reportable

No