

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

Sr. No.118

CRM-36496-2021 in/and
CRM-M-9380-2020
Date of decision: 18.11.2021

Darshan Singh Mundrawale

....Petitioner

Versus

Sita Ram

....Respondent

CORAM: HON'BLE MR. JUSTICE DEEPAK SIBAL

Present: Mr. Rakesh Kumar, Advocate
for the applicant-petitioner.

* * *

DEEPAK SIBAL, J. (Oral)

Through the present petition filed under Section 482 Cr.P.C., the petitioner seeks quashing of order dated 23.01.2020 (Annexure P-3) to the extent of the directions issued to the petitioner to deposit 20% of the fine amount at the stage of admission of his appeal filed by him against his conviction under Section 138 of the Negotiable Instruments Act, 1881.

At the outset, learned counsel for the petitioner submits that he has express instructions from his client not to press the present petition on its merits and would be satisfied if this Court permits the petitioner to deposit the impugned amount in two equal installments within a gap of two months from each other.

Considering the fact that the petitioner is a farmer and finding the above alternate prayer to be reasonable, the petitioner is permitted to deposit 50% of the amount directed to be deposited under the impugned order within 15 days from today and the balance 50% within two months thereafter.

In the light of the above, non-bailable warrants against the petitioner issued on 23.09.2021 shall not be executed for a period of 2 ½ months from today.

The petition is disposed of in the above terms.

If the respondent is aggrieved by this order, he is at liberty to approach this Court through an appropriate application.

November 18, 2021
Jyoti 1

(DEEPAK SIBAL)
JUDGE

Whether speaking/reasoned
Whether reportable

Yes/No
Yes/No