

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

126

CRM-M-14837-2022

Date of Decision: April 07, 2022

**Jaswant Singh**

.....Petitioner(s)

**Vs.**

**Balbir Singh**

.....Respondent(s)

**CORAM: HON'BLE MR. JUSTICE ANOOP CHITKARA**

Present: Mr. Balram Prashar, Advocate  
for the petitioner.

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**ANOOP CHITKARA J. (ORAL)**

The present petition has been filed under Section 482 Cr.P.C. for quashing/setting aside order dated 11.03.2022 passed by learned Additional Sessions Judge, Ludhiana in CRA-252/2020 in COMA 151 dated 01.07.2015 under Section 138 of Negotiable Instruments Act, 1881, vide which the suspension of sentence granted to the petitioner was recalled due to non-depositing of 20 % of the compensation amount and non-bailable warrants have been issued.

Given the nature of this Court proposes to pass, no notice is required to be issued to the respondent.

Learned counsel for the petitioner submits that he is ready to deposit the compensation amount by 30.04.2022.

Since the petitioner has made a statement that he would be depositing 20% of the compensation amount within the stipulated time. In view of above, impugned order dated 11.03.2022 is quashed subject to the condition that either the petitioner shall comply with the order or in the alternative he shall argue the matter before 30.04.2022.

It is further clarified that in case the petitioner seeks an adjournment in the matter, in that eventuality be heard through Legal Aid Counsel to which the petitioner has no objection. However, in case the complainant seeks an adjournment then the Court shall not insist to deposit the amount.

The petition is allowed subject to the condition that the petitioner to deposit Rs.10,000/- in 'High Court Lawyers Welfare Fund,' before 30.04.2022, Account number 65018692589, SB, IFCI code SBIN0050306, Branch Code 50306, Branch Address State Bank of India, High Court Branch, Sector 1, Chandigarh. After

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depositing, the petitioner shall file the proof of deposit, before the concerned court and send its copy alongwith a copy of this order to the Secretary, Punjab & Haryana High Court Bar Association, either in physical or electronic mode.

*The petitioner to inform the learned Trial Court and there would be no need for a certified copy of this order and any Advocate for the Petitioner can download this order along with case status from the official web page of this Court and attest it to be a true copy. In case the attesting officer wants to verify the authenticity, such an officer can also verify its authenticity and may download and use the downloaded copy.*

**(ANOOP CHITKARA)**  
**JUDGE**

**April 07, 2022**  
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| Whether speaking/reasoned: | Yes/No |
| Whether reportable:        | No     |