

Date of Decision: 9th August, 2022

CRM-M-25551-2019 (O&M)

Urjinder Singh and another

Petitioners

Versus

Kashmir Singh Sandhu

Respondent

CRM-M-25562-2019 (O&M)

Gurdev Singh

Petitioner

Versus

Kashmir Singh Sandhu

Respondent

CORAM: HON'BLE MR. JUSTICE AVNEESH JHINGAN

Present: Mr. Gangeshwar Walia, Advocate for the petitioner(s).

Mr. G.S. Jagpal, Advocate for the respondent.

AVNEESH JHINGAN, J (Oral):

CRM-6937-2020 in/and CRM-M-25551-2019

CRM-6935-2020 in/and CRM-M-25562-2019

These two applications are filed for dismissal of the main petitions and to direct the Trial Court to decide the complaint under Section 138 of Negotiable Instruments Act, 1881 (for short 'the Act').

Petition bearing No. **CRM-M-25551-2019** was filed seeking

quashing of the order dated 12.2.2019 in case No. NACT-1183-2018 whereby the Trial Court has imposed the conditions of payment of interim compensation to the tune of 20% of the cheque amount during the pendency of the trial under Section 143A of the Act.

Petition bearing No. **CRM-M-25562-2019** was filed seeking quashing of the order dated 29.3.2019 in case No. NACT-1182-2018 whereby the Trial Court has imposed the conditions of payment of interim compensation under Section 143A of the Act to the tune of 20% of the cheque amount during the pendency of the trial.

Learned counsel for the parties are *ad idem* that the trial is at the fag end.

Learned counsel for the respondent on instructions submits that at this stage, his client is not insisting for the interim compensation but the complaints be decided at the earliest.

Learned counsel for the petitioners submits that his client will lend full cooperation to ensure that no unwarranted adjournments are sought.

In view of the statements made by learned counsel for the parties, these applications as well as petitions are disposed of.

The Court concerned shall make an earnest effort to decide the trial without insisting upon the payment of interim compensation within four month from the next date fixed.

A photocopy of this order be placed on the file of connected case(s).

[AVNEESH JHINGAN]
JUDGE

9th August, 2022
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|-------------------------------|---|----------|
| 1. Whether speaking/ reasoned | : | Yes / No |
| 2. Whether reportable | : | Yes / No |