

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

SR. No.133

CRM-M-29886-2022

Date of Decision:14.07.2022

Sarabjeet Kaur Bawa and another

...Petitioners

Versus

Gurmeet Kaur

...Respondents

CORAM: HON'BLE MR. JUSTICE JASGURPREET SINGH PURI

Present: Mr. Sarbjit Singh, Advocate,
for the petitioners.

JASGURPREET SINGH PURI, J. (Oral)

The present petition has been filed under Section 482 of the Code of Criminal Procedure for quashing of the order dated 04.10.2019 passed by the learned Additional Sessions Judge, Amritsar (Annexure P-2).

Learned counsel for the petitioners has submitted that the petitioner-Sarabjeet Kaur Bawa was convicted by the learned trial court and thereafter, statutory appeal was filed before the learned lower Appellate Court, which is pending. He has further submitted that vide impugned order dated 04.10.2019, the petitioner was granted bail subject to deposit of 20% of the cheque amount under the provisions of Section 148 of the Negotiable Instruments Act, 1881 (for short 'the Act'). He has also submitted that since the hospital of the petitioner is running into losses, therefore, she is unable to deposit the said amount.

I have heard the learned counsel for the petitioners and perused the case file.

It is a case where petitioner-Sarabjeet Kaur Bawa was directed to deposit 20% of the cheque amount in pursuance of the provisions of

Section 148 of the Act. The ground taken by the learned counsel for the petitioners that hospital of the petitioner is running into losses, is not a good ground for non-deposit of 20% of the cheque amount, which is provided under the provisions of the said Act.

In view of the above, no illegality or perversity has been found in the impugned order and therefore, finding no merit in the instant case, the same is hereby dismissed.

(JASGURPREET SINGH PURI)
JUDGE

14.07.2022
mks

Whether Speaking/Reasoned: YES / NO

Whether Reportable: YES / NO