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IN THE HIGH COURT OF PUNJAB & HARYANA
AT CHANDIGARH

CRM-M-54454-2021
Date of Decision: 06.01.2022

Deepak Kapoor

..... Petitioner

Versus

Khushpinder Singh

..... Respondent

CORAM: HON'BLE MR. JUSTICE ANOOP CHITKARA

Present: Mr. Vivek Salathia, Advocate,
for the petitioner.

ANOOP CHITKARA, J. (ORAL)

1. The limited questions for which the complainant whose cheque was bounced has come up before this Court is that Appellate Court is sitting over his application under Section 148 of the Negotiable Instruments Act, 1881.

2. Learned counsel for the petitioner/complainant submits that after the amendment of Section 148 of the Negotiable Instruments Act, the minimum of 20% of the compensation amount is to be deposited before the Appellate Court. Learned counsel further submits that he had filed an application in this regard but it is still pending and the Court is straight away going to decide the matter on merits.

3. Given above, the learned Appellate Court is directed to decide the application before taking up the main matter for hearing and the learned Court shall decide the application filed by the petitioner in the light of the judgment passed by the Hon'ble Supreme Court in “Surinder Singh Deswal

@ Col. S.S. Deswal and others Vs. Virender Gandhi and another”, (2020)

2 SCC 514.

4. Petition is allowed in the above said terms.

06.01.2022

Bhumika

**(ANOOP CHITKARA)
JUDGE**

1. Whether speaking/reasoned: Yes/No
2. Whether reportable: Yes/No