

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

255-3

CRM-M-52051-2019

Date of Decision: September 07, 2022

Atul Sood

.....Petitioner(s)

Vs.

Shishpal Singh and another

.....Respondent(s)

CORAM: HON'BLE MR. JUSTICE ANOOP CHITKARA

Present: Mr.Amit Dhawan, Advocate for the petitioner(s)

Mr. Harmeet Singh Oberoi, Advocate for respondent No.1.

Mr. Virat Rana, AAG, Punjab

ANOOP CHITKARA J. (ORAL)

The present petition has been filed for quashing of the impugned order dated 30.10.2019 qua the condition of 20% deposit whereby sentence imposed upon the petitioner has been suspended till the final disposal of the appeal subject to deposit of 20% of the compensation amount.

Learned counsel for the petitioner submits that petitioner is not in a position to deposit the amount as cheque amount is Rs.17 lacs in this case. Similar orders are also passed in other cases where he was directed to deposit 20% of cheque amount

Without adjudicating the illegality of the impugned order, this Court feels that ends of justice would meet in case concerned trial Court decide the main appeal on or before 31.10.2022. Till that time, the petitioner be not insisted to deposit the 20% of the compensation.

It is further clarified that convict shall not take any adjournment and in case he does so, the trial Court shall proceed further with the matter by appointing Legal Aid Counsel on his behalf.

Given above, the petition is disposed of in the aforesaid observation.

The complainant to inform the learned trial Court about this order.

Parties to appear on 12.09.2022 before the trial Court.

**(ANOOP CHITKARA)
JUDGE**

September 07, 2022

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Whether speaking/reasoned:

Yes/No

Whether reportable:

No