

114 IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CRM-M-4883-2023

Date of Decision: February 01, 2023

Jagdeep Singh Kainth

...Petitioner

Versus

Ashwani Kumar

...Respondent

CORAM: HON'BLE MR. JUSTICE DEEPAK GUPTA

Present:- Mr. Inderpreet Singh Kooner, Advocate for the petitioner.

DEEPAK GUPTA, J.(Oral)

Petitioner was convicted under Section 138 of the Negotiable Instruments Act, 1881, vide judgment dated 21.02.2018. His appeal bearing No.CRA/543/2019, titled as "*Jagdeep Singh Kainth vs Ashwani Kumar*:", is pending before the learned Additional Sessions Judge, Patiala, where the petitioner absented. As per the order dated 18.04.2022 (Annexure P-2), petitioner was served through his mother but did not appear. As per order dated 19.11.2022, petitioner was served through bailable warrants but still he did not appear.

It is contended by learned counsel for the petitioner due to some personal difficulty, petitioner could not appear before learned Appellate Court. He prays for setting aside the order dated 07.01.2023, whereby warrants of arrest has been issued against him.

This petition is disposed of with a direction to the petitioner to surrender before learned Additional Sessions Judge, Patiala, where appeal is pending within seven days from today. Learned Additional Sessions Judge, Patiala shall consider the bail application of the petitioner on the same day. However, this order is subject to payment of ₹10,000/- to be deposited by the petitioner in District Legal Services Authority, Patiala.

Disposed of.

February 01, 2023

sarita

(DEEPAK GUPTA)

JUDGE

Whether reasoned/speaking: Yes/No

Whether reportable: Yes/No