

IN THE HIGH COURT OF PUNJAB & HARYANA AT CHANDIGARH

CRR-379-2023

Date of Decision: February 08, 2023

Surender Singh

.....Petitioner

versus

Kuldeep Singh

.....Respondent

CORAM: HON'BLE MR.JUSTICE SUDHIR MITTAL

Present:- Mr. Kamal Kumar Mor, Advocate for the petitioner

Sudhir Mittal, J. (Oral)

The petitioner is the complainant in a case filed under Section 138 of the Negotiable Instruments Act, 1881. He filed an application under Section 311 Cr.P.C. for comparison of the signature of the accused on the cheque in dispute with his signatures on earlier cheques issued by him in favour of the petitioner which were encashed. The application has been rejected by the impugned order finding that the signatures have already been compared with those existing on the account opening form available with the bank and that there is nothing on record to indicate that the accused had subsequently filed an application for change of signatures and that the same was accepted. Accordingly, the argument that signature on the account opening form was different from that on the cheque in question was rejected.

Learned counsel for the petitioner has not been able to displace the aforementioned finding of fact and, thus, the impugned order does not deserve to be interfered with.

The revision petition is, accordingly, dismissed.

(SUDHIR MITTAL)
JUDGE

February 08, 2023*reena***Whether speaking/reasoned : Yes/No****Whether Reportable : Yes/No**