

IN THE HIGH COURT OF PUNJAB & HARYANA AT
CHANDIGARH

2023:PHHC:040010

(120/A)

CRM-M-13709-2023

Date of Decision: 17.03.2023

Anisha Kaushal

--Petitioner

Versus

State of Punjab & another

--Respondents

CORAM:- HON'BLE MR. JUSTICE RAJESH BHARDWAJ.

Present:- Mr. A.D.S. Jattana, Advocate for the petitioner.

Mr. Sandeep Kumar, DAG, Punjab.

RAJESH BHARDWAJ.J (Oral)

The present petition has been filed under Section 482 Cr.P.C praying for setting aside of order dated 16.12.2022 (Annexure P-3), whereby learned Addl. Sessions Judge, Ludhiana has imposed the condition of deposit of 20% of the compensation amount in Crl. Appeal No.9872 of 2022 arising out of complaint no.396/20.11.2017 NACT No.445/2017 filed under Section 138 of the Negotiable Instruments Act.

Learned counsel for the petitioner fairly submits that he may be allowed to withdraw the present petition with liberty to comply with the directions passed by the Appellate Court. However, he submits that due to financial constraints petitioner is not in a position to deposit the 20% of the compensation amount as directed by the learned Appellate Court and petitioner may be given some time to comply with the directions.

In view of the above position, present petition is dismissed as withdrawn with liberty to the petitioner to deposit the 20% of the compensation amount as directed by the learned Appellate Court, within a period of one month from today. Needless to say that if the petitioner fails to deposit the amount within one month from today, the court below is free to proceed as per law.

(RAJESH BHARDWAJ)
JUDGE

17.03.2023

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Whether speaking/reasoned: Yes/No
Whether Reportable: Yes/No