

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

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CRM-M-30106-2023 (O&M)

Date of Decision.:03.07.2023

Hargobind Singh**Petitioner****Vs.****M/s Parkash Chand Rampal****Respondent****CORAM: HON'BLE MR. JUSTICE DEEPAK GUPTA**

Present: Mr. Sandeep Punchhi, Advocate for the petitioner.

DEEPAK GUPTA, J. (ORAL)

Petitioner was convicted under Section 138 of the Negotiable Instruments Act vide order dated 17.05.2022 and was sentenced to undergo simple imprisonment for a period of 2 years and to pay compensation of ₹32,20,000/-. Conviction and sentence were challenged by the petitioner before the First Appellate Court vide order dated 02.06.2022. Though appellate Court admitted the appeal, & released the petitioner to bail under Section 389 Cr.P.C. but directed him to make payment of 20% of the cheque amount in view of Section 148 of the Negotiable Instruments Act.

Aforesaid direction has been assailed by the petitioner by way of this petition. It has been agreed by learned counsel that instead of paying 20% of the cheque amount, petitioner shall furnish FDR to the extent of 20% of cheque amount before the First Appellate Court. As such, petitioner is hereby directed to furnish Fixed Deposit Receipt to the extent of 20% of the cheque amount before the First Appellate Court with the validity period of one year with the auto renewal clause, within 15 days.

Disposed of with the direction aforesaid.

July 03, 2023

Neetika Tuteja

(DEEPAK GUPTA)**JUDGE**

Whether Speaking/reasoned
Whether Reportable

Yes/No
Yes/No