

S. No.133

2023:PHHC:143143

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CRM-M-56830 of 2023

Date of Decision:09.11.2023

Raghubir Singh @ Raghubir

.....Petitioner

Vs.

State of Haryana and another

.....Respondents

CORAM:- HON'BLE MR. JUSTICE DEEPAK GUPTA

Present:- Mr. J.P. Jangu, Advocate for the petitioner.

DEEPAK GUPTA, J. (Oral)

Petitioner was convicted under Section 138 of the Negotiable Instruments Act, against which he filed appeal on 07.08.2023. The Appellate Court directed him to deposit 25% of the compensation amount in view of Section 148 of the Negotiable Instruments Act. Despite availing opportunities, petitioner failed to do so due to which the order of suspension of sentence was revoked vide impugned order dated 17.10.2023.

Learned counsel for the petitioner contends that petitioner is an old aged person, aged 86 years and is on wheel chair; and that he is ready to deposit the amount. He could not earlier deposit the amount due to some financial constraints.

This petition is hereby disposed of with a direction to the petitioner to appear before the Appellate Court concerned and deposit the amount as ordered vide order dated 07.08.2023, within a period of 15 days from today. On his such deposit, the appeal shall be revived and the petitioner shall be admitted to bail and the appeal shall be considered on merits.

November 09, 2023

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(DEEPAK GUPTA)
JUDGE

Whether Speaking/reasoned
Whether Reportable

Yes/No
Yes/No