

118

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

CRM-M No. 60747 of 2023 (O&M)

Date of Decision: 08.12.2023

Manisha Jitendra Mhatre

..... Petitioner

Versus

Brij Singal

..... Respondent

CORAM: HON'BLE MR. JUSTICE HARKESH MANUJA

Present: Mr. Saransh Sabharwal, Advocate,
for the petitioner.

HARKESH MANUJA, J. (ORAL)

The petitioner, by way of present petition under Section 482 Cr.P.C., seeks quashing of order dated 11.08.2023 (Annexure P-2) passed by learned Additional Sessions Judge, Chandigarh, whereby a condition was imposed upon the petitioner for deposit of 20% of the total compensation amount in case No. CRA-374-2023, titled “*Manisha Jitendra Mhatre Versus Brij Singal*”.

[2] Learned counsel for the petitioner relies upon a decision rendered by the Hon’ble Supreme Court in case “***Jamboo Bhandari Versus M.P. State Industrial Development Corporation Ltd. & Ors.***”, reported as **2023 (4) RCR (Criminal) 296**, and submits that the petitioner neither owns any property nor any source of livelihood except for the maintenance payable by her husband *qua* which even the arrears have not been cleared in her favour.

[3] I have heard learned counsel for the petitioner.

[4] Considering the exposition of law by the Hon’ble Supreme Court in case of ***Jamboo Bhandari (supra)***, in the facts and circumstances of present case, the order dated 11.08.2023 (P-2) passed by learned Additional Sessions Judge, Chandigarh, is modified to the extent that the petitioner shall deposit 10% of the compensation amount within a period of 15 days from today, while depositing the remaining 10% amount on or before the date fixed by the Court below.

[5] It is made clear that in case the petitioner fails to comply with the aforesaid directions, the order dated 11.08.2023 (P-2) granting her bail, shall automatically stand vacated.

[6] **Disposed off.**

[7] In the humble opinion of this Court, the present petition is disposed off without issuance of any notice to the respondent as it may further delay his own cause besides putting him to unnecessarily litigation.

December 08, 2023
'dk kamra'

(HARKESH MANUJA)
JUDGE

<i>Whether Speaking/reasoned</i>	<i>Yes/No</i>
<i>Whether Reportable</i>	<i>Yes/No</i>