

SURINDER SINGH KHURANA ALAIS VICKY
....Petitioner(s)

VERSUS

ATUL GUPTA ALAIS ASHU
....Respondent(s)

CORAM:- HON'BLE MR. JUSTICE KARAMJIT SINGH

Present: Mr. Kuldip Singh, Advocate, for the petitioner.

KARAMJIT SINGH, J. (Oral)

1. Counsel for the petitioner submits that in an appeal filed by the petitioner against the judgment and order of conviction and sentence, the appellate Court directed the petitioner to deposit 20% of the amount of compensation within 60 days as per the provisions of Section 148 NI Act. The said period has expired on 03.02.2024. That the petitioner was unable to deposit the said amount within stipulated period of 60 days which expired on 03.02.2024 and consequently, the bail order dated 05.12.2023 stands cancelled.
2. Counsel for the petitioner made prayer that petitioner is ready to deposit the aforesaid 20% of the compensation within next two weeks but he be granted bail.
3. In view of the above and without expressing any opinion on the merits of the case, the present petition is hereby disposed of with liberty to the petitioner to deposit the 20% of the amount of compensation awarded by the trial Court within next two weeks before the appellate Court concerned. That the offence under Section 138 NI Act being bailable offence, the petitioner should appear before the appellate Court within aforesaid stipulated period of two weeks and on his doing so, the petitioner is directed to be released on regular bail by the said Court to its own satisfaction but the same will be subject to deposit of 20% of the compensation amount.

05.02.2024
Priyanka Thakur

(KARAMJIT SINGH)
JUDGE