

IN THE HIGH COURT OF PUNJAB & HARYANA AT CHANDIGARH

Crl. Misc. No. M-6745 of 2024
Date of Decision: February 07, 2024

Salim Chohan

.....Petitioner

versus

M/s Baba Jagta Shuttering Pvt. Ltd.

.....Respondent

CORAM: HON'BLE MR.JUSTICE HARPREET SINGH BRAR

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

Harpreet Singh Brar, J. (Oral)

1. The present petition has been filed under Section 482 Cr.P.C. seeking quashing of impugned order dated 06.11.2023 passed by learned Additional Sessions Judge, Gurugram (Annexure P-6) in case titled as *Salim Chohan vs. M/s Baba Jagta Shuttering Pvt. Ltd.* bearing No. CRA-577-2023 vide which the application moved by the petitioner seeking waiver to deposit 20% of the amount of compensation was dismissed and the petitioner was directed to deposit 20% of amount of compensation awarded by learned Judicial Magistrate 1st Class vide order dated 20.09.2023/27.09.2023 within 60 days from the date of order.
2. Mr. Manish Soni, Advocate puts in appearance on behalf of the respondent and files his Memorandum of Appearance, which is taken on record.
3. Learned counsel for the parties are *ad idem* that they would be satisfied in case the appellate Court is directed to decide the appeal filed by the petitioner within a period of three months without insisting upon the deposit of 20% amount of compensation.

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4. In view of the request made by learned counsel for the parties, the present petition is disposed of with a direction to the appellate Court i.e. the Court of Additional Sessions Judge, Gurugram to decide the appeal within a period of three months from the date of receipt of certified copy of this order and till decision of the appeal, the appellate Court shall not insist upon the petitioner to deposit 20% of the compensation amount as directed vide impugned order.

February 07, 2024

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**(HARPREET SINGH BRAR)
JUDGE**

Whether speaking/reasoned : Yes/No

Whether Reportable : Yes/No