



IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

132

CRM-M-31283 of 2024

DECIDED ON: 4th July, 2024

Devi Lal

.....PETITIONER

VERSUS

State of Punjab and another

.....RESPONDENTS

CORAM: HON'BLE MR. JUSTICE **SANDEEP MOUDGIL.**

Present: Mr. J.K. Singla, Advocate for petitioner.

SANDEEP MOUDGIL., J (ORAL)

The jurisdiction of this Court has been invoked under Section 482 Cr.P.C. seeking quashing of impugned order dated 2.4.2024 (Annexure P-3) passed by learned Additional Sessions Judge, Sangrur in Crl. Appeal No. 204 dated 3.4.2024 titled as Devi Lal Versus M/s Birj Lal. (204/2024) in Crl. Complaint No.NACT-193-2018, i.e. Criminal Complaint No. 602 dated 27.3.2018 dated 26.3.2019, under Section 138 NI Act read with Section 420 IPC.

After arguing for sometime, learned counsel for the petitioner prays for withdrawal of the present petition with liberty to move an appropriate application before the lower Appellate Court, with the reasons/grounds on which he is asking for the waiver of 20% of the compensation amount as stipulated under Section 148 of the Negotiable Instruments Act, 1881 who shall adjudicate afresh by passing in the light of “***Jamboo Bhandari versus M.P. State Industrial Development Corporation Ltd. and others***”, decided on 4.9.2023.

Prayer is accepted.

Dismissed as withdrawn with liberty aforesaid.

However, it is made clear that in case the Lower Appellate Court dismissed the application for waiver of the condition, the petitioner would be at liberty to approach this Court again on that cause of action.

4th July, 2024

reema

(SANDEEP MOUDGIL)
JUDGEWhether speaking/reasoned
Whether reportableYes
No