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**IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH****CRM-M-47569-2024****Date of Decision: 23.09.2024**

Sajan Gaba

...Petitioner

vs.

Raj Kumar and another

...Respondents

Coram : Hon'ble Mr. Justice N.S.Shekhawat**Present : Mr. Pankaj Kaushik, Advocate
for the petitioner.**

N.S.Shekhawat J. (Oral)

1. The petitioner has filed the present petition under Section 482 Cr.P.C. with a prayer to quash the impugned order dated 21.10.2023 (Annexure P-2) passed by the Court of Additional Sessions Judge, Kurukshetra, whereby the petitioner was directed to deposit 20% of the amount of compensation within a period of 60 days.

2. At this stage, no notice is being issued to the respondent as no adverse order is being passed against the respondent.

3. Learned counsel for the petitioner contends that vide order dated 21.10.2023, the petitioner was directed to deposit 20% of the amount of compensation within a period of 60 days. In compliance of the said order, the petitioner had paid a sum of Rs. 90,000/- on three dates i.e. 03.02.2024, 28.02.2024 and 15.03.2024. However, he could not pay the remaining amount of compensation on 02.04.2024 and as a consequence, his bail was cancelled and the bail bonds were forfeited to the state and he was ordered to be



summoned through non-bailable warrants. Learned counsel for the petitioner further contends that the petitioner has already made a payment of Rs.90,000/- before the first Appellate Court and he is ready to deposit the remaining amount of compensation, in terms of the order dated 21.10.2023, within a period of four weeks from today and he may be permitted to appear before the Appellate Court and may be admitted to bail.

4. I have heard learned counsel for the petitioner and perused the record.

5. This Court finds that the prayer made by the learned counsel for the petitioner is reasonable and is liable to be accepted. The petitioner is directed to deposit the remaining amount of compensation, in terms of the order dated 21.10.2023, passed by the Court of Additional Sessions Judge, Kurukshetra, within a period of four weeks from today and on his depositing the said amount, the sentence imposed on the petitioner shall remain suspended subject to his furnishing bail bonds and surety bonds to the satisfaction of the concerned Court, during the pendency of the appeal before the Appellate Court.

6. In view of the observations made above, the present petition stands disposed of.

(N.S.SHEKHAWAT)
JUDGE

23.09.2024.
hemlata

Whether speaking/reasoned : Yes/No
Whether reportable : Yes/No