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

CRM-M-49107-2024

Date of Decision: October 01, 2024

SURJIT SINGH

....Petitioner(s)

VERSUS**MOHINDER KUMAR AND ANOTHER**

....Respondent(s)

CORAM: HON'BLE MR. JUSTICE SANDEEP MOUDGIL

Present: Mr. P.K.S. Phoolka, Advocate
for the petitioner.

Mr. Jaspal Singh Guru, AAG, Punjab.

SANDEEP MOUDGIL, J.(ORAL)

1. The jurisdiction of this Court under Section 528 of Bharatiya Nagarik Suraksha Sanhita, 2023 has been invoked for seeking directions to the learned Additional Sessions Judge, Bathinda, for expeditious disposal of Appeal No.CRA 309 of 2024, which is pending adjudication for 10.01.2025, titled as *Mohinder Kumar vs. Surjit Singh*.

2. The facts of the present case in brief are that the petitioner filed a complaint bearing No. NACT 6139 of 2023 under Section 138 of the NI Act against respondent No.1. The Trial Court, after considering the facts and circumstances, convicted respondent No.1 vide its judgment dated 30.04.2024. In response, respondent No.1 filed an appeal before the ASJ, Bathinda, as Appeal No. CRA 309 of 2024, where notice was issued to the petitioner, and the petitioner duly appeared.



3. Learned counsel for the petitioner submits that the petitioner is 80 years old and is suffering from several serious health conditions. He also submits that due to his fragile medical condition, his eyesight has been affected, making it difficult for him to attend court proceedings. Doctors have advised him against traveling or going to public places, recommended him rest. He also refers to medical opinions from Dr. R.K. Maadan of Maadan Nursing and Maternity Home, Bathinda, dated 07.09.2024, and Dr. J.S. Sra of Sra Eye Hospital, Bathinda, dated 07.09.2024, attached as Annexures P-4 and P-5. Therefore, the petitioner requests a time-bound decision due to his deteriorating health and advanced age.

4. Considering the prayer made in the petition, this Court finds it appropriate to direct the learned Additional Sessions Judge, Bathinda, to expeditiously decide the appeal within a period of six months.

5. The petition is disposed of accordingly.

(SANDEEP MOUDGIL)
JUDGE

01.10.2024
Sangeeta

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