



**CRR-3461-2017 and
CRM-A-736-MA-2015**

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

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CRR-3461-2017

Shri Bhagwat

... Petitioner(s)

Versus

Subhash Chander and another
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... Respondent(s)

CRM-A-736-MA-2015

Subhash Chander

... Petitioner(s)

Versus

Bhagwat

... Respondent(s)

Decided on :21.11.2025

CORAM: HON'BLE MR. JUSTICE SANJAY VASHISTH

Present: Mr. Rishab Rana, Advocate
for the petitioner
(in CRR-3461-2017).

SANJAY VASHISTH, J. (Oral)

1. By way of this common order, both the aforementioned cases are being disposed of.

2. Petitioner-Shri Bhagwat, has filed the present revision petition, i.e., CRR-3461-2017, challenging the judgment and order dated 04.09.2017 passed by the learned Additional Sessions Judge, Chandigarh, whereby appeal preferred by the petitioner against the judgment of conviction and order of sentence dated 07.12.2016, passed by the learned Judicial Magistrate First Class (JMFC), Chandigarh, was dismissed. Petitioner was convicted and sentenced under Section 138 of the Negotiable Instruments Act, 1881, and directed to undergo Rigorous



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Imprisonment (RI) for a period of one year. He was further directed to pay compensation to the complainant under Section 357(3) of the Code of Criminal Procedure (Cr.P.C.) equivalent to the cheque amount, i.e., Rs. 4.00 lakhs, within one month.

3. In a separate complaint filed by the same complainant, Subhash Chander, accused-Shri Bhagwat, was acquitted vide judgment dated 27.02.2015 passed by the learned Judicial Magistrate First Class, Chandigarh. Against the said order of acquittal, an application seeking special leave under Section 378(4) Cr.P.C., i.e., CRM-A-736-MA-2015, has been filed, which is listed along with CRR-3461-2017.

4. From the order dated 25.08.2023 passed by the co-ordinate Bench of this Court (Ritu Tagore, J.), it appears that Shri Bhagwat, who is the accused/convict in both the aforementioned matters, has passed away during the pendency of these proceedings.

5. The fact of his demise has also been reiterated and confirmed by the learned counsel representing Shri Bhagwat. Therefore, there is no justification for further adjourning the matters merely on the basis of an adjournment slip filed on behalf of the petitioner.

6. In view of the above, **CRR-3461-2017 stands abated, and CRM-A-736-MA-2015 is disposed of as having been rendered infructuous.**

7. However, it is made clear that in case the aforesaid facts are found to be incorrect, it shall be open to the aggrieved party to move an



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appropriate application seeking revival of the petition(s) by recalling the order passed today.

8. A photocopy of this order be placed on the files of other connected cases.

**(SANJAY VASHISTH)
JUDGE**

21.11.2025

Rashmi

Whether speaking/reasoned: Yes/No

Whether Reportable: Yes/No