



121 IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CRM-M-8794-2025
Date of decision: 17.02.2025

Hoshiyar SinghPetitioner

Versus

Dilbag Singh ...Respondent

CORAM: HON'BLE MR. JUSTICE HARPREET SINGH BRAR

Present: Mr. Abhijeet Chaudhary, Advocate
for the petitioner.

HARPREET SINGH BRAR, J. (ORAL)

The present petition has been filed under Section 528 of Bharatiya
Nagarik Suraksha Sanhita, 2023 for issuance of appropriate order or direction
to the learned Additional Sessions Judge, Kaithal to expeditiously decide the
criminal appeal bearing No. CRA/423/2019 titled as 'Dilbag Singh Vs.
Hoshiyar Singh' in a time bound manner.

Learned counsel for the petitioner *inter alia* contends that the
respondent was convicted by the learned Sub Divisional Judicial Magistrate,
Guhla under Section 138 of the Negotiable Instruments Act (in short 'the Act')
on 07.11.2019 and an appeal before the learned Additional Sessions Judge,
Kaithal, was pending for the last more than five years and the respondent has
delayed the disposal of the appeal by contending that he is ready to settle the
dispute and compound the offence under Section 138 of the Act. However, the
compromise attempts were unsuccessful. He refers to the order dated
17.12.2024 passed by the learned Additional Sessions Judge, Kaithal and
submits that after the compromise between the parties was failed, his appeal has

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been listed for arguments for 07.03.2025.

Having heard learned counsel for the petitioner and perused the record of the case with his able assistance.

In view of the aforesaid facts and circumstances, the present petition is allowed, without issuing notice to the respondent in order to save time of the Court and to avoid litigation expenses to be incurred on the part of the respondent and keeping in view the fact that the appeal filed by the respondent is pending for the last more than five years, the learned Additional Sessions Judge, Kaithal, is directed to decide the same expeditiously, preferably within a period of four months from the date of receipt of certified copy of this order.

(HARPREET SINGH BRAR)
JUDGE

17.02.2025*Neha*

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