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CRM-M-9892-2025

Date of Decision:20.02.2025

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

Baljinder Jit Singh

. . . . Petitioner

Vs.

Shri Guru Ram Dasss H.P. Petrol Pump

. . . . Respondent

CORAM: HON’BLE MR. JUSTICE SANJAY VASHISTH

Present: Mr. Ritesh Pandey, Advocate for the petitioner.

SANJAY VASHISTH, J.

1. Prayer in the present petition filed under Section 528 of BNSS, 2023, is for quashing of the impugned order dated 07.01.2024(P-2),, passed by learned Additional Sessions Judge, Hoshiarpur in Criminal Appeal No.CRA-1472-2024, titled as ‘Baljinderjit Singh Vs. Shri Guru Ram Dasss HP Petrol Pump”, whereby, learned Court directed the petitioner to deposit 20% of the compensation amount.
2. It is noticed that the impugned order dated 07.10.2024 is in regard to suspending the order of sentence and also deposit of 20% of compensation amount as awarded by learned trial Court within 60 days. It is also noticed the learned trial Court in its order of sentence dated 06.09.2024 while convicting the petitioner under Section 138 of the Negotiable Instruments Act and sentenced as follows:

Name of convict	Offence under Section	Sentence Awarded
Baljinder Singh	138 of the Negotiable Instruments Act	To undergo rigorous imprisonment for a period of two years (02 years) and to pay a fine of Rs.5,000/- (Rupees five thousand only) and in default of payment of fine, the convict shall further undergo simple imprisonment for a period of 02 days.



3. On being pointed out by the Court that as per Section 148 of the Negotiable Instruments Act, 20% of the amount can be directed to be deposited of the fine imposed or the compensation amount ordered by learned trial Court. Mr. Ritesh Pandey, Advocate does not press the present petition and submits that petitioner would deposit the 20% of the fine amount, as has been imposed by the Court(s) below.

4. In view of the stand taken by the petitioner, present petition is disposed of, as not pressed.

(SANJAY VASHISTH)

JUDGE

20.02.2025

Rashmi

1. Whether speaking/reasoned?

Yes/No

2. Whether reportable?

Yes/No