

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

2025:PHHC:029623



CRM-M-11836-2025

Date of Decision:03.03.2025

RANJIT KAUR

...Petitioner

Vs.

STATE OF PUNJAB AND ANOTHER

...Respondents

CORAM:- HON'BLE MR. JUSTICE SANDEEP MOUDGIL

Present: Mr. Imran Farooqi, Advocate for the petitioner.

Mr. Jaspal Singh Guru, AAG Punjab.

SANDEEP MOUDGIL, J. (Oral)

The present petition has been filed under Section 528 of Bharatiya Nagarik Suraksha Sanhita, 2023, BNSS seeking quashing of the order dated 10.01.2024, Annexure P-3, passed by Ld. Additional Sessions Judge, Sangrur in case CRM-48-2024, Ranjit Kaur Vs. Devinder Kumar in case arising out of the complaint Devinder Kumar Vs. Ranjit Kaur registered vide NACT-756-2019 dated 01.10.2019, District Sangrur, under section 138 Negotiable Instruments Act, 1881.

After arguing for some time, learned counsel for the petitioner prays for withdrawal of the present petition with liberty to move an appropriate application before the lower Appellate Court, with the reasons/grounds on which he is asking for the waiver of 20% of the compensation amount as stipulated under Section 148 of the Negotiable Instruments Act, who shall adjudicate afresh by passing in the light of *Jamboo Bhandari versus M.P. State Industrial Development Corporation Ltd. & Ors.*”, decided on 04.09.2023.

Prayer is accepted.



Dismissed as withdrawn with liberty aforesaid.

However, it is made clear that in case the Lower Appellate Court dismissed the application for waiver of the condition, the petitioner would be at liberty to approach this Court again on that cause of action.

(SANDEEP MOUDGIL)
JUDGE

03.03.2025

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