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IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CRM-M-24790-2025

DECIDED ON: 08.05.2025

GURDEEP SINGH

.....PETITIONER

VERSUS

THE JALALABAD PRIMARY CO-OPERATIVE AGRICULTURE
DEVELOPMENT BANK LTD.

.....RESPONDENT

CORAM: HON'BLE MR. JUSTICE SANDEEP MOUDGIL

Present: Mr. Arshdeep, Advocate
for the petitioner.

SANDEEP MOUDGIL, J (ORAL)

The jurisdiction of this Court has been invoked under Section 528 of BNNS Act, 2023/482 of Code of Criminal Procedure, 1973 for partial quashing of Order dated 22.03.2024 (Annexure P- 4), qua Condition directing the petitioner to deposit 20% of compensation amount as condition for suspension of sentence, passed by the Court of Smt. Jatinder Kaur, Sessions Judge, Fazilka in Criminal Appeal Titled as *Gurdeep Singh Vs The Jalalabad Primary Cooperative Agriculture Development Bank Ltd.*, bearing No. as CRA- 140-2024, filed against order of Conviction and Sentence dated 29.02.2024, under Section 138 of N.I. Act, 1881 (Annexure P-1).

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Dismissed as withdrawn with liberty aforesaid.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

08.05.2025

Meenu

<i>Whether speaking/reasoned</i>	<i>Yes/No</i>
<i>Whether reportable</i>	<i>Yes/No</i>