



IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CRM-M-29371-2025
DECIDED ON:24.07.2025

RAVI VERMA

.....PETITIONER

VERSUS

M/S SHIV ALUMINIUM FABRICATORS

.....RESPONDENT

CORAM: HON'BLE MR. JUSTICE SANDEEP MOUDGIL

Present: Mr. Kushager Goyal, Advocate
for the petitioner.

SANDEEP MOUDGIL, J (ORAL)

The jurisdiction of this Court has been invoked under section 528 of NSS, 2023 seeking quashing of order dated order dated 04.10.2024 to the extent condition imposed for depositing 20% of compensation amount as per section 148 of NI Act,1881 imposed by Ld. ASJ, Sirsa while suspending the sentence of the Petitioner (Annexure P-5) in CRA NO. 227 of 2024 titled as "Ravi Verma vs M/s SHIV Aluminum Fabricators" arising out of complaint bearing no. NACT-449 of 2020 titled as "*M/s Shiv Aluminum Fabricators Vs Ravi Verma*", (Annexure P-1), as the said condition is totally illegal, unjust and against the statutory rights of petitioner.

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Dismissed as withdrawn with liberty aforesaid.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

24.07.2025

Meenu

Whether speaking/reasoned :Yes/No

Whether reportable :Yes/No