



**IN THE HIGH COURT OF PUNJAB & HARYANA
AT CHANDIGARH.**

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CRM-M-23694-2026.

Date of Decision: 29.04.2026.

Amninder Singh Khaira

....Petitioner.

VERSUS

Baljinder Singh Gill

....Respondent.

CORAM : HON'BLE MR. JUSTICE SANJAY VASHISTH

Present: Mr. V.P. Singh Rathore, Advocate for the petitioner.

SANJAY VASHISTH, J. (Oral)

1. Petitioner-Amninder Singh Khaira, aged 40 years, has filed this petition under Section 528 of BNSS, 2023, for issuance of direction to learned trial Court to accept the bail bonds of petitioner particularly when his sentence has been suspended in the appeal i.e. CRA-365-2026.

2. Learned counsel for the petitioner contends that on being convicted and sentenced under Section 138 of the Negotiable Instruments Act, for a period of one year along with compensation amount of Rs.20 Lakhs payable to the complainant, petitioner filed appeal i.e. CRA-365-2026 and the same is now pending before the Court of learned Additional Sessions Judge, Ludhiana. While suspending the sentence awarded by learned trial Court, direction to deposit 5% of the compensation amount before the trial Court within one month from 11.03.2026, was issued. While suspending the sentence, the Court further observed that the bail bonds in the sum of Rs.30,000/- with one surety in the like amount would also be furnished by the

petitioner to the satisfaction of learned trial Court within 15 days from today (11.03.2026).

On making request by the petitioner, vide order dated 04.04.2026, the said period was extended by the Appellate Court for a further period of 15 days i.e. upto 19.04.2026. Though there is no specific order, but counsel for the petitioner alleges that when petitioner went to furnish bail bonds before the Court of learned Magistrate within extended period, learned trial Court asked for deposit of 5% of the compensation amount in advance and also expressed that without deposit of 5% of the compensation amount, furnishing of bail bonds cannot be accepted.

3. This Court has considered the submissions addressed by learned counsel for the petitioner and *prima facie* finds that there is no substance in the submissions because there cannot be any such pre condition, for the reason that statute itself prescribed the limitation for deposit of the compensation amount within 60 days which is extendable for 30 days more. Admittedly, the appeal was admitted and order of suspension of sentence was passed on 11.03.2026, therefore, needless to mention here that the statutory period is still there for the petitioner to deposit the compensation amount and that cannot be considered as an embargo for the purpose of acceptance of bail bonds within the extended time.

In the circumstances explained here-above, this Court does realize that the extended period for furnishing bail bonds also since has expired on 19.04.2026, the same is hereby modified by observing that if the petitioner furnishes his bail bonds in compliance to the order dated 11.03.2026 and 04.04.2026 passed by learned Additional Sessions Judge,

Ludhiana, on or before **05.05.2026**, the same shall be accepted by considering it the time granted by the Appellate Court upto such time.

4. With the aforesaid observations, instant petition is **disposed of**.

(SANJAY VASHISTH)
JUDGE

29.04.2026
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Whether speaking/ reasoned : Yes/ No
Whether Reportable : Yes/ No