



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

(128)

CRM-M-58555-2025(O&M)

DATE OF DECISION: 16.01.2026

Arvind Kumar

.....Petitioner

VERSUS

Ranbir and State of Haryana

.....Respondent

CORAM HON'BLE MR. JUSTICE SUBHAS MEHLA

Present Mr.R.S.Mamli, Advocate, for the petitioner.
Mr. Ramender Singh Chauhan, Asstt. AG, Haryana.

SUBHAS MEHLA, J (ORAL)

1. Present petition has been filed for setting aside the order dated 16.09.2025 (Annexure P-4), passed by learned Additional Sessions Judge, Hisar, passed in CRA-169-2025 in Complaint No.204 dated 04.07.2020, whereby petitioner was ordered to deposit 20% of the total amount of compensation imposed by the trial Court.

2. Learned counsel for the petitioner contends that the petitioner is incapable of depositing 20% of the compensation imposed by the learned trial Court as he is a mere truck driver and he has to cater the needs of his family; the only source of income was from his trucks but because of the losses the petitioner had to sell his trucks and even the petitioner was having some land i.e 5 kanals 1 marla which he has already sold to repay his debt. Therefore, prayer is made to exempt the petitioner to deposit the 20% of the fine amount.

3. Learned counsel for the petitioner limited his prayer that he will move an application before the learned Appellate Court to raise all the pleas taken before this Court.



4. Heard.

6. Vide Order dated 28.08.2025 passed by this Court in CRM-M-47474-2025, learned Appellate Court was directed to re-examine the plea of the petitioner qua the fact that whether his case falls within the ambit of the exceptional circumstances which warrants the waiver of the requirement of depositing of 20% of the compensation awarded by the learned trial court in the light of the judgment passed by Hon'ble the Supreme Court in **Jamboo Bhandari vs. M.P. State Industrial Development Corporation Ltd. And others [2023 (4) RCR (Criminal) 296]**. Accordingly petitioner was heard afresh qua the aforesaid plea and vide order dated 16.09.2025, passed by learned Additional Sessions Judge, Hisar, the petitioner was directed to deposit 20% of the compensation amount. While passing the impugned order, the learned Appellate Court has duly considered all the pleas raised by the petitioner qua his incapacity to deposit the 20% of the compensation amount, but petitioner could not satisfy the Appellate Court for waiving off the requirement to deposit 20% of the compensation amount.

7. Faced with the above situation, this Court does not find any merit in the present petition. Learned Appellate Court has not committed any error or illegality while passing impugned order as the same was justified and well reasoned.

8. In view of the above discussion, the present petition is dismissed being devoid of merits.

9. All pending misc. applications, if any, be also disposed of.

16.01.2026
mamta

(SUBHAS MEHLA)
JUDGE