



IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CRM-10242-2026 in/and
CRM-M-70893-2025
Date of Decision:10.03.2026

Mitin Garg ...Applicant-Petitioner
Versus
Raman Gupta ...Respondent

CORAM: HON'BLE MS. JUSTICE AARADHNA SAWHNEY

Present: Mr. Gaurav Mohunta, Sr. Advocate with
Mr. Nishant Arora, Advocate, for the applicant-petitioner.

Mr. Gurjinder Singh, Advocate, for the respondent.

AARADHNA SAWHNEY, J. (ORAL)

CRM-10242-2026

By virtue of the present application, applicant-petitioner prays for staying the further proceedings before the Ld. First Appellate Court.

It has been mentioned in the application, as has also been argued by learned counsel that applicant-petitioner was convicted u/s 138 of the Negotiable Instruments Act in terms of the judgment dated 19.04.2023 and was sentenced in the following terms:-

Name of convict	Under Section	Sentence	Fine	Default sentence
Mitin Garg	138 NI Act	S.I. for a period of 18 months	---	---

It has further been pointed that though petitioner was and still is ready and willing to settle the financial dispute with the respondent-complainant, by paying the entire cheque amount along with interest, but the said offer was not acceptable to respondent-complainant. In this context, an application moved by the applicant-petitioner was dismissed by the Ld. First Appellate Court.

With a view to expeditiously dispose of the appeal, this Court vide

CRM-M-60264-2025 had directed the Ld. First Appellate Court to decide the appeal on or before 30.04.2026. At this stage, the only limited prayer of the counsel for the applicant-petitioner is that petitioner be exempted from appearing before the Ld. First Appellate Court till the appeal is decided on merits. It has been pointed out that appeal is listed for hearing for 13.03.2026.

On advance notice, Mr. Gurjinder Singh, Advocate is also present in the Court and has endorsed his 'No-Objection', if the applicant-petitioner is exempted from appearing before the Ld. First Appellate Court on the date fixed; provided the arguments are advanced by the counsel.

Heard.

In *Meenakshi Vs. State of Haryana and another (SC): Law Finder Doc Id#2840155*, the Hon'ble Supreme Court held that there is no requirement for accused to appear on each and every date before the First Appellate Court or the Revisional Court after suspension of sentence and grant of bail.

Resultantly, in view of the limited prayer made by learned counsel for the applicant-petitioner, petitioner is exempted from appearing before the Ld. First Appellate Court till the final pronouncement of the judgment.

Application stands disposed of.

CRM-M-70893-2025

Since in the connected petition i.e. CRM-M-60264-2025, direction to dispose of appeal on or before 30.04.2026 has already been issued to the Ld. First Appellate Court, the present instant petition is also taken up on Board today itself and disposed of accordingly in aforesaid terms.

10.03.2026
Parveen kumar

(AARADHNA SAWHNEY)
JUDGE

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