

2025:PHHC:107136



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

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**CRM-M-25654-2025 (O&M)  
Decided on:18.08.2025**

**Ved Singh Beniwal**

**...Petitioner**

**Versus**

**Devender Singh**

**...Respondent**

**Coram : Hon'ble Mr. Justice Rajesh Bhardwaj**

Present: Mr. Aman Redhu, Advocate,  
for the petitioner.

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**Rajesh Bhardwaj, J. (Oral)**

**CRM-31570-2025**

Application is allowed, as prayed for.

The documents marked as Annexures P-13 to P-17 are taken on record.

**CRM-N-25654-2025**

1. Prayer in the present petition, filed under Section 528 of the BNSS, 2023, is for quashing the impugned orders dated 03.10.2024 (Annexures P-1 and P-2) passed by the learned Additional Sessions Judge, Hisar, in CRR-240-2017 and CRR-241-2017 vide which it had directed the learned trial Court to comply with the judgments of conviction and sentence dated 27.02.2013, along with all subsequent proceedings emanating thereupon, including warrant of arrest.

2. Learned counsel for the petitioner contends that two complaints were filed against the petitioner under Section 138 of the Negotiable

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Instruments Act, 1881, in which the learned Court had directed the petitioner to pay double the amount of both the cheques vide judgments dated 27.02.2013. He submits that one of the cheques was of Rs.3,00,000/-, whereas the another was of Rs.2,82,000/-. The judgments passed by the learned trial Court were upheld by the Appellate Court vide its judgments dated 26.02.2014 while dismissing the appeals filed by the petitioner. It is submitted that the judgments of the trial Court as well as of the Appellate Court were assailed by the petitioner before this Court by way of filing revision petitions; however, the same were also dismissed. The petitioner assailed the order(s) passed by this Court before Hon'ble the Supreme Court by way of filing Criminal Appeal No(s).720 of 2017 arising out of SLP (Crl.) No(s).2293/2017, wherein Hon'ble the Supreme Court vide order dated 13.04.2017 had directed that the sentence awarded to the petitioner in two cases will run concurrently and the amount of both the cheques of Rs.5,82,000/-, which was deposited by the petitioner with Hon'ble the Supreme Court, was remitted to the trial Court for its disbursal to the complainant. He further submits that the petitioner has already suffered the sentence awarded and the sentence awarded in default as well. It is submitted that now the complainant has initiated another proceedings for recovery of the amount.

3. Learned counsel for the petitioner has vehemently contended that that no amount is liable to be paid by the petitioner to the complainant as he had already suffered the sentence and the principal amount of both the cheques had already been paid, which was deposited by the petitioner before the Supreme Court. He fairly submits before this Court that the Appellate Court has only remanded the case to the trial Court who has issued non-bailable

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warrants for the petitioner. He submits that the petitioner is ready to appear before the trial Court; however, his arrest may be stayed during the pendency of the proceedings before the trial Court.

4. This Court finds the submissions made by the learned counsel for the petitioner to be reasonable and, thus, allows the petitioner to withdraw this petition, with liberty to approach the trial Court for a decision afresh, as directed by the Appellate Court vide its order dated 03.10.2024. However, the petitioner is allowed to appear before the trial Court and on his appearance, the trial Court shall admit him to bail to its satisfaction.

5. Petition stands dismissed as withdrawn, with the liberty aforesaid.

**August 18, 2025**  
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**(Rajesh Bhardwaj)**  
**Judge**

Whether Speaking/Reasoned: NO/YES  
Whether Reportable: NO/YES