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

**CRM-M-22553-2025
DECIDED ON: 29.04.2025**

SOMDEV KHOLA**.....PETITIONER****VERSUS****JAGDISH SAHU****.....RESPONDENT****CORAM: HON'BLE MR. JUSTICE SANDEEP MOUDGIL**

Present: Mr. A.K. Yadav , Advocate for
Mr. Neeraj Yadav, Advocate for the petitioner.

SANDEEP MOUDGIL, J (ORAL)

The jurisdiction of this Court has been invoked under Section 482 Cr.P.C. for quashing of Impugned Order dated 13.03.2025 passed by the Ld. Addl. Sessions Judge, Hisar in Criminal Appeal bearing number CRA/99/2025 (appeal filed against the judgment of conviction dated 15.01.2025 in Criminal Complaint bearing number 1197-II of 2019) titled as Jagdish Sahu versus M/s Solarway Marketing India Pvt. Ltd. (Annexure P-1) vide which condition have been imposed upon the petitioner to deposit 20% of the compensation amount passed in favor of the complainant/respondent, being illegal, unfair and erroneous in the interest of justice.

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Dismissed as withdrawn with liberty aforesaid.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

29.04.2025

Meenu

Whether speaking/reasoned *Yes/No*
Whether reportable *Yes/No*