

IN THE HIGH COURT OF PUNJAB AND HARYANA  
AT CHANDIGARH

2025.PHHC.058246



(114)

CRM-M-23476-2025

Decided on : 03.05.2025

Shinderpal Kaur

.....Petitioner(s)

Versus

State of Punjab & another

.....Respondent(s)

**CORAM : HON'BLE MR.JUSTICE SANDEEP MOUDGIL**

Present: Mr.Prashant, Advocate, for  
Mr.Raman Kumar, Advocate, for the petitioner (s).

Mr.Jastej Singh, Addl.A.G., Punjab.

**SANDEEP MOUDGIL, J. (Oral)**

The jurisdiction of this Court has been invoked under Section 528 of BNSS, 2023, seeking quashing of impugned order dated 10.01.2025 (Annexure P-3) passed by learned Addl.Sessions Judge, Ludhiana in CRA/39/2025 titled as *Shinderpal Kaur Vs. Amarjit Singh* in complaint bearing COMA/391/2021 filed under Section 138 of the Negotiable instruments Act, 1881 whereby the suspension of sentence of the petitioner has been granted subject to the condition of deposit of 20% amount of the compensation awarded.

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 an order 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Dismissed as withdrawn with liberty aforesaid.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.

**03.05.2025**

*Sailesh*

**(SANDEEP MOUDGIL)  
JUDGE**

Whether speaking/reasoned :	Yes
Whether Reportable :	No