



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

**CRM-M No.27966 of 2025  
Date of Decision: 22.05.2025**

**Ashok Kumar Sharma**

**..... Petitioner**

**Versus**

**Wazir Chand**

**..... Respondent**

**CORAM : HON'BLE MR. JUSTICE RAJESH BHARDWAJ**

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Present: Mr. Shivansh Malik, Advocate and  
Ms. Nisha Kanojia, Advocate  
for the petitioner.

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**RAJESH BHARDWAJ, J. (ORAL)**

1. Present petition has been filed praying for setting aside the impugned order dated 28.04.2025 passed by the Learned Additional Sessions Judge, Rohtak in CRA-218-2024, dated 19.12.2024, titled "Wazir Chand v. Ashok Kumar Sharma", whereby the Learned Court below, in contravention of the binding precedent laid down in Jamboo Bhandari v. M.P. State, 2024(1) SCC (Cri) 90 and in disregard of the categorical direction issued by this Hon'ble Court in CRM-M-19281-2025, proceeded to mechanically waive the condition of 20% deposit of compensation amount imposed while suspending sentence under Section 148 of the Negotiable Instruments Act, without recording any reasons, rendering the order non-speaking, unsustainable in law. Further prayer has been made for directing the learned Appellate Court to reconsider the respondent's application for exemption strictly in accordance with the directions issued by this Hon'ble Court in CRM-M-19281-2025 and the law laid down in Jamboo Bhandari v. M.P. State, 2024(1) SCC (Cri) 90.



2. Learned counsel for the petitioner has *inter alia* contended that the respondent had earlier approached this Court by way of filing the petition bearing CRM-M-19281-2025 and the same was disposed of by this Court vide order dated 07.04.2025. He has submitted that in pursuance to the order passed by this Court dated 07.04.2025, now the learned Appellate Court has passed the impugned order dated 28.04.2025 wherein the condition of 20% imposed on the respondent was set aside. He has submitted that the respondent is a chronic litigant and 20 cases are pending against him as is evident from Annexure P-11.

3. After arguing for some time, learned counsel for the petitioner has fairly submitted that he may be allowed to withdraw the present petition but the learned Appellate Court be directed to decide the appeal in a time bound manner.

4. On hearing learned counsel for the petitioner and perusing the record, it is apparent that the respondent is facing prosecution in multiple cases and this is one of the cases of his.

5. In view of the facts and circumstances of the case, the present petition is disposed of. However the learned Appellate Court is requested to expedite the hearing of the appeal and decide the same expeditiously in accordance with law preferably within 03 months from today.

22.05.2025

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Whether speaking/reasoned  
Whether reportable

(RAJESH BHARDWAJ)  
JUDGE

: Yes/No  
: Yes/No