

Raj Kaur Vs. Ashwani Kumar

Present: Sh. HS Brar Adv., counsel for appellant-Accused.

Fresh criminal appeal received by way of entrustment. Since there are arguable points, involved in the appeal, the same is admitted for regular hearing, subject to just exceptions. It be registered. Alongwith the appeal appellant has also moved an application for suspension of sentence. Heard. The appellant/accused had remained on bail, during the course of trial. It will take some time to dispose of the instant appeal. As such, the sentence awarded to the appellant is suspended and he is ordered to be admitted to bail till the disposal of this appeal, on his furnishing bail bond/surety bonds in the sum of Rs.50,000/- before the next date of hearing, to the satisfaction of the Trial Court/ Duty Magistrate and the Trial Court/ Duty Magistrate is directed to send the bail bonds/surety bonds to be furnished by the appellant to this Court. Accordingly, the above said application stands disposed of.

Further as per section 148 of Negotiable instrument (Amended 2018) Act, appellant is directed to deposit 20% of the compensation amount awarded by the trial Court within 60 days from today. The amount so deposited with the trial Court shall be kept in the shape of FDR in a Nationalized Bank, which shall be released to complainant as and when directed by this Court during the pendency of the appeal. Copy of this order be sent to the learned trial Court/Duty Magistrate for complainece.

Application under Section 5 of the Limitation Act for the condonation of dealy is filed. Let notice of the appeal be issued to the respondent for 25.04.2019 on filing of PF and copy of grounds of appeal. Record of trial Court be also requisitioned for the date fixed.

(Amit Thind)
ASJ/Bathinda
UID No. PB0189

Date of order: 25.02.2019
Ankita (Stenographer-III)