

Nact 114.2018 Raghbir Singh VS. Baldev Singh
CNR No. PBFZA1-000374-2018

Present: Proxy counsel Sh. Rajan Lamba on behalf of complainant
 Accused Baldev in person with proxy counsel

Accused Baldev Singh appeared in person and filed application for bail. Heard. As the offences are bailable. So, the accused Baldev Singh is admitted to bail on his furnishing bail bonds in the sum of Rs 65,000/- with one surety in the like amount. Bail bonds furnished which are accepted and attested.

Heard on the framing of notice. Prima facie case for the offence under Section 138 of Negotiable Instruments Act, has been made out against the accused and he has been notice sheeted accordingly to which he pleaded not guilty and claimed trial.

In view of the case law 2014(2) RCR (Criminal) 598: 2014(5) Scale 323: 2014(2) RCR (Civil) 826: 2014(3) Recent Apex Judgments (RAJ) 7: 2014(2) PLR 550:2014 (2) Law Herald 1685: 2014 (2) Kaw Gearak (SC) 1329 SUPREME COURT OF INDIA Writ Petition (Civil) No.18 of 2013. D/d 21.04.2014, titled as Indian Bank Association and others Versus Union of India and others- Respondents in which Honorable Supreme Court of India held that **Court should direct the accused, when he appears to furnish a bail bond, to ensure his appearance during trial and ask him to take notice under Section 251 Cr. P. C. To enable him to enter his plea of defence and fix the case for defence evidence, unless an application is made by the accused under Section 145(2) for re-calling a witness for cross-examination.**

From the conduct of the parties it appears that exist element of

compromise between the parties. Therefore the parties are directed to appear before the court of Sh. Sushil Bodh Ld. Civil Judge Junior Division, Zira at 9:30 A.M on **23.08.2018**. Ahlmad is directed to sent the papers i.e. copy of first page of plaint along with the referral order.

Adjourned to 04.09.2018 for awaiting report of mediation

center.

Date of order:- 03.08.2018

SHE

Next date: 04.09.2018

Purpose

(Simrandeep Singh Sohi)

CJ(JD) cum JMJC, Zira

UID No. PB0550