

Court No. - 88

Case :- APPLICATION U/S 482 No. - 36732 of 2023

Applicant :- Durgesh Kumar Yadav

Opposite Party :- State of U.P. and Another

Counsel for Applicant :- Surendra Nath Yadav

Counsel for Opposite Party :- G.A.

Hon'ble Sanjay Kumar Singh,J.

Heard learned counsel for the applicant, learned Additional Government Advocate for the State/opposite party no.1 and perused the record.

By means of this application, the applicant has prayed for expeditious disposal of case being Case No. 1300411 of 2019 (Durgesh Kumar Yadav Vs. Sunil Kumar), under Section 138 of Negotiable Instruments Act pending in the Court of Judicial Magistrate, Mau within the time-bound frame.

It is submitted by learned counsel for the applicant that the applicant is complainant in this case, who has filed complaint under Section 138 Negotiable Instruments Act dated 10.10.2019, in which accused has been summoned vide order dated 15.10.2020 and thereafter vide order dated 13.10.2022, accused was directed to pay an interim compensation amount of Rs. 4,50,000/- within 60 days but he has not complied with the order and on account of seeking adjournment by him, the trial is not effectively going on.

Learned A.G.A. states that no useful purpose would be served in issuing notice to opposite party no. 2 and keeping this application pending before this Court and it may be disposed of at this stage itself.

Considering the limited grievance of the learned counsel for the applicant, learned trial Court is directed to make an endeavour to decide the aforesaid case, as expeditiously as possible, preferably within a period of six months from the date a certified copy of this order is produced before it, if there is no legal impediment.

With the aforesaid directions, this application is disposed of.

Order Date :- 11.12.2023

Shubham