

Court No. - 89

Case :- APPLICATION U/S 482 No. - 37074 of 2023

Applicant :- Vinod Kumar

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

Counsel for Applicant :- Somendra Singh

Counsel for Opposite Party :- G.A.

Hon'ble Deepak Verma,J.

1. Heard learned counsel for the applicant and learned A.G.A for the State as also perused the record.
2. This application under Section 482 Cr.P.C. has been filed seeking direction to the court below for early decision of Complaint Case No.90 of 2018, under Section 138 of NI Act, 1881, Police Station- Mogarrah, District- Mathura, pending before the ACJM IV, Mathura.
3. Learned counsel for the applicant submitted that applicant is complainant and lodged complaint against opposite party no.2 under Section 138 of NI Act, the same is pending since 2018 as opposite party is not co-operating in the trial proceedings but under the provision, the case should be decided within six months but morethan five years have been passed and trial proceedings has not been concluded.
4. Considering the fact that the trial has remained pending since 2018. Without expressing any opinion on the merits of the case, this application is finally **disposed of** with a direction to the court below to decide the aforesaid case in accordance with law, as expeditiously as possible, without granting any unnecessary or long adjournments to either of the parties, preferably within a period of four months from the date of production of a certified copy of this order, if there is no other legal impediment.

Order Date :- 26.10.2023

Nitin Verma