

Court No. - 86

Case :- APPLICATION U/S 482 No. - 41311 of 2023

Applicant :- Mohd. Shams Ahmad

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

Counsel for Applicant :- Swatantra Singh, Manoj Kumar Singh

Counsel for Opposite Party :- G.A.

Hon'ble Rajiv Gupta, J.

1. Heard learned counsel for the applicant, learned AGA for the State and perused the record.

2. This application under Section 482 CrPC has been filed with a prayer to direct the Additional Civil Judge (J.D.)-Ist/Judicial Magistrate, Jaunpur to decide the Complaint Case No. 5819 of 2023 (Mohd. Shams Ahmad Vs. Ashish Singh), under Section 138 of Negotiable Instruments Act, Police Station Kotwali, District Jaunpur within stipulated period.

3. Learned counsel for the applicant has submitted that applicant is the complainant and he has filed an application under Section 138 of N.I. Act on 16.02.2023, on the basis of which, the instant case has been instituted, however, despite lapse of about eight months, the same has not yet been disposed of.

4. In view of the provision of Section 143(3) of the Negotiable Instruments Act, learned court below is expected to make all endeavours to decide the aforesaid case as expeditiously as possible, preferably within a period of six months from the date of filing of a certified copy of this order without giving any unnecessary adjournments to either parties, if there is no other legal impediment in deciding the aforesaid case.

5. With the aforesaid direction, this application under Section 482 CrPC is finally disposed of.

Order Date :- 8.11.2023

Subham