

Court No. - 86

Case :- APPLICATION U/S 482 No. - 44908 of 2023

Applicant :- M/S. Shiv Construction

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

Counsel for Applicant :- Ashish Kumar Gupta, Haidar Ali

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 Judicial Magistrate-I, Chitrakoot to decide the Complaint Case No. 2362 of 2020 (M/s Shiva Construction Vs. Manoj Kmar Yadav), under Section 138 of Negotiable Instruments Act, Police Station Karvi, District Chitrakoot within stipulated period.

3. Learned counsel for the applicant has submitted that applicant is the complainant and has filed an application under Section 138 of N.I. Act on 12.08.2020, on the basis of which, the instant case has been instituted, however, despite lapse of more than three years, the same has not yet been disposed of.

4. In view of the provision contained in 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 four 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 :- 8.12.2023

Subham