

**IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH**

CRM-M-43296-2013

Date of decision: 11.09.2015

V.K. Fertilizer

... Petitioner

Vs.

M/s Coromandel International Ltd.

... Respondent

CORAM: HON'BLE MR. JUSTICE RAMESHWAR SINGH MALIK

Present: Mr. Rohit Kumar, Advocate
for the petitioner.

Mr. C.M. Munjal, Advocate
for the respondent.

RAMESHWAR SINGH MALIK, J. (ORAL)

Petitioner, by way of instant petition under Section 482 Cr.P.C., seeks quashing of the complaint No.787 dated 20.09.2013 (Annexure P-1), which is pending before the Court of learned Judicial Magistrate 1st Class, Bathinda and also the summoning order dated 23.09.2013 (Annexure P-2).

Notice of motion was issued.

During the course of hearing, it has transpired that the petitioner has not filed any revision petition against the impugned summoning order, because of which the present petition would not be maintainable.

Faced with this difficulty, learned counsel for the petitioner seeks permission of the Court to withdraw the present petition with liberty to the petitioner to avail his remedy of revision petition, before the learned Court of Sessions, at the first instance.

Permission is granted.

Dismissed as withdrawn with liberty, as prayed for.

**[RAMESHWAR SINGH MALIK]
JUDGE**

11.09.2015
vishnu