

CP No. 94 of 2015 (O&M)

**IN THE HIGH COURT OF PUNJAB & HARYANA,
CHANDIGARH**

CP No. 94 of 2015 (O&M)

Date of decision : July 11, 2016

M/s Trans Cargo India

..... Petitioner

Versus

M/s SRS Meditech Limited

..... Respondent

CORAM: HON'BLE MR. JUSTICE RAKESH KUMAR JAIN

Present:- Mr. Jeetender Gupta , Advocate
for the petitioner.

Mr. Sandeep Rai, Advocate
for the respondent.

1. Whether reporters of local papers may be allowed to see the judgment ?
2. To be referred to the reporters or not?
3. Whether the judgment should be reported in the digest?

Rakesh Kumar Jain, J (oral).

This is a winding up petition.

It is submitted by learned counsel appearing on behalf of the respondent that the petition has become infructuous because the amount of ₹25 lacs is being paid to the petitioner by way of six post

dated cheques numbering 931774 dated 30.7.2016 of ₹5,00,000/-, 931775 dated 30.8.2016 of ₹4,00,000/-, 931776 dated 30.9.2016 of ₹4,00,000/-, 392912 dated 30.10.2016 of ₹4,00,000/-, 392913 dated 30.11.2016 of ₹4,00,000/- and 392914 dated 30.12.2016 of ₹4,00,000/- of State Bank of India.

Learned counsel for the petitioner submits that if the cheques are encashed then the petition would render infructuous but in case, the cheques are dishonoured, he may be given liberty to revive the petition.

Ordered accordingly.

At this stage, the Company petition is dismissed as having been rendered infructuous. However, liberty is granted to the petitioner to file an application for its revival, in case, the post dated cheques given today are dishonoured.

(RAKESH KUMAR JAIN)
JUDGE

July 11 , 2016
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