

**IN THE HIGH COURT OF PUNJAB & HARYANA AT
CHANDIGARH.**

CRM-A-1780-MA-2014 (O&M)
Date of decision: January 05, 2016

Naresh Kumar ...Appellant

Versus

Jai Maa Technical Services and others ...Respondents

CORAM: HON'BLE MR. JUSTICE RAJAN GUPTA

Present: Mr. Abhimanyu Singh, Advocate for the appellant.
Mr. Gurpreet Singh, Advocate for respondent No.3.

Rajan Gupta, J.(oral)

Complainant/petitioner lodged a complaint under section 138/142 of the Negotiable Instrument Act that in order to become a partner of firm running in the name and style of M/s Jai Maa Technical Services, he handed over Rs.6.00 lacs to the accused. However, he was not made a partner thereof. A cheque drawn on Axis Bank Limited, Mall Road, Karnal was issued by the accused. Same was dishonoured due to “funds insufficient” in the account. After filing of complaint, it appears that complainant consistently failed to appear before the court. Ultimately, vide its order dated 23.7.2014, the trial court dismissed the complaint for want of prosecution.

I find no ground to interfere in the order passed by the court below. Besides, appeal has been preferred after a delay of 54 days, which remains unexplained. It may also be noticed that three weeks time was given to the complainant/petitioner to furnish correct address of

respondent No.4. Report from the registry is that he failed to do so.

No merits. Dismissed.

CRM-35351-2014:

Since the main application under section 378 (4) Cr.P.C. has been dismissed on merits, this application for condonation of delay does not survive and the same is also dismissed.

(RAJAN GUPTA)
JUDGE

January 05, 2016
'Rajpal'