

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

(1) Crl. Misc. M 13914 of 2015 (O&M)
Date of decision: 26.8.2016

Inderveer Singh

...Petitioner

Versus

M/s Narain & Company

...Respondent

(2) Crl. Misc. M 13923 of 2015 (O&M)

Inderveer Singh

...Petitioner

Versus

M/s Narain & Company

...Respondent

(3) Crl. Misc. M 14015 of 2015 (O&M)

Inderveer Singh

...Petitioner

Versus

M/s Narain & Company

...Respondent

(4) Crl. Misc. M 13924 of 2015 (O&M)

Inderveer Singh

...Petitioner

Versus

M/s Narain & Company

...Respondent

(5) Crl. Misc. M 14101 of 2015 (O&M)

Inderveer Singh

...Petitioner

Versus

M/s Narain & Company

...Respondent

(6) Crl. Misc. M 14104 of 2015 (O&M)

Inderveer Singh

...Petitioner

Versus

M/s Narain & Company

...Respondent

(7) Crl. Misc. M 14017 of 2015 (O&M)

Inderveer Singh

...Petitioner

Versus

M/s Narain & Company

...Respondent

(8) Crl. Misc. M 14152 of 2015 (O&M)

Inderveer Singh

...Petitioner

Versus

M/s Narain & Company

...Respondent

(9) Crl. Misc. M 11507 of 2015 (O&M)

Inderveer Singh

...Petitioner

Versus

M/s Narain & Company

...Respondent

CORAM:- HON'BLE MR. JUSTICE A. B. CHAUDHARI

Present: Mr. GS Thind, Advocate,
for the petitioners.

Mr. Sandeep Arora, Advocate,
for the respondents.

A. B. CHAUDHARI, J. (Oral)

Heard learned counsel for the rival parties.

This order shall dispose of the above titled petitions as they arise out of the same set of facts, involving similar question of law.

What is under challenge in these petitions is the order of issuance of process in complaints filed under Section 138 of the Negotiable Instrument Act and the summoning orders passed thereof.

In view of the larger Bench judgment of the Apex Court in Urmila Devi Vs. Yudhvair Singh 2013 (15) SCC 624, the revisions are maintainable against the order of issuance of process before the Sessions Court first.

Learned counsel for the petitioners, however, has projected difficulty about limitation in filing the revisions. The difficulty being genuine, I make the following order.

Petitions are disposed of with liberty in favour of the petitioners to challenge the impugned orders as well as summoning orders before the Sessions Judge in revision. All the points are kept open. The petitioners are entitled to file application for condonation of delay under Sections 5 with Section 14 of the Limitation Act. If such application is filed, the same shall be considered by the learned Sessions Court sympathetically.

All the petitions stand disposed of accordingly.

26.8.2016
prem

(A. B. CHAUDHARI)
JUDGE

Whether speaking/reasoned
Whether reportable

Yes/No
Yes/No