

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

**CRM No.M-3484 of 2016 (O&M)
Date of Decision: February 02, 2016**

Vinod Kumar Aggarwal and another Petitioners

vs.

Nahar Industrial Enterprises Limited Respondent

CORAM: HON'BLE MR. JUSTICE KULDIP SINGH

Present: Mr. Ankit Mangla and Mr. Arun Gupta, Advocates
for the petitioners.

- 1. Whether Reporters of Local Newspapers 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?*

Kuldip Singh J.(Oral)

In the present petition filed under Section 482 Cr.P.C., the petitioners seek quashing of complaint No.COMA/54662/2013, dated 06.11.2013, titled as “Nahar Industrial Enterprises Limited vs International Hometex Limited and others” filed under Section 138 of the Negotiable Instruments Act, 1881, pending in the court of Judicial Magistrate 1st Class, Ludhiana. Also impugned the summoning order dated 06.11.2013 passed by learned Judicial Magistrate 1st Class, Ludhiana.

It comes out that as per case of the petitioners, they had put in appearance before the lower court in August 2014. If the petitioners wanted to avail the remedy of quashing, they should have moved this Court within a reasonable time. However, the petition has been filed about 1½ year after the appearance of the petitioners before the lower court.

In these circumstances, the present petition is disposed of with liberty to the petitioners to move the lower court for discharge, stating all the grounds taken in the present petition and thereafter, if adverse order is passed, then approach the superior court.

**(KULDIP SINGH)
JUDGE**

February 02, 2016
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