

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

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**C.R.M-M No.36748 of 2016
Date of Decision : 18.10.2016**

Shree Balaji Exporters

..... Petitioner

Versus

Punjab Agro Food Grains Corporation Limited

..... Respondent

CORAM : HON'BLE MR.JUSTICE AJAY TEWARI

Present : Mr. Ishan Gupta, Advocate
for the petitioner.

AJAY TEWARI, J. (Oral)

This petition has been filed under Section 482 read Section 483 Cr.P.C. for quashing of the order dated 07.10.2016 whereby the application of the petitioner to send Cheque No.875373 dated 27.09.2011 and receipt dated 20.11.2009 for comparison of handwriting has been dismissed.

After arguing for some time, the learned counsel states that

he would not press this petition on merits but while dismissing the said application the trial Court had fixed the case for arguments without giving any opportunity to the petitioner to lead any evidence he may desire to lead. He further states that the petitioner undertakes to lead whatever defence evidence he wants to lead on the date fixed and will not seek any further opportunity to lead any evidence in defence.

I find this to be a fair request. Consequently, even while dismissing this petition it is directed that the petitioner would be permitted to lead whatever defence evidence he wants to lead on his own responsibility on the date fixed before the trial Court but he would not be granted any further opportunity for the same.

Since the main case has been decided, the pending criminal miscellaneous application, if any, also stands disposed of.

October 18, 2016
ashish

(AJAY TEWARI)
JUDGE

Whether speaking/reasoned - Yes/No

Whether reportable - Yes/No