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CRM-M No. 9080 of 2013

**M/S INTERCITY TRADING ENTERPRISES AND ANOTHER
V/S
M/S SHREE GANESH INDUSTRIES**

Present: Mr. H.S.Deol, Advocate
for the petitioners

None for the respondent

* * * *

Judicial Magistrate Ist Class, Ludhiana vide order dated 12.8.2011 (Annexure P-4) had summoned the petitioner in a case under Section 138 of the Negotiable Instruments Act based on the complaint No. 1183/2 dated 12.8.2011. The petitioner challenged the summoning order dated 12.8.2011 by filing the present criminal miscellaneous. When the criminal miscellaneous was admitted on 19.3.2013 stay of the proceedings before the Trial Court were specifically declined. Since nobody was appearing on behalf of the petitioners and even the petitioners were not appearing despite service, on the last date of hearing we had asked the learned District and Sessions Judge, Ludhiana to inform the status of the trial in the above referred to case. Learned District and Sessions Judge has informed that criminal complaint referred to above, had been disposed of by JMIC, Ludhiana by passing the following order on 23.12.2013:

“Today Sh. Davinder Gupta, Advocate counsel for the complainant suffered a statement that he has received Rs. 50,000/- as part payment as per compromise from accused today in the court and thereafter Rajesh Singla complainant suffered a statement that he has received Rs. 50,000/- and as such he does not want to pursue with the present complaint and the same may kindly be dismissed as withdrawn. So, as per the statement suffered by the complainant this complaint is

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*dismissed as withdrawn. File be consigned to record-room.
Complete in all aspects. Accsued is discharged.”*

In view of the above, the criminal miscellaneous has been rendered infructuous and is disposed of as such.

Copy of the order be given to learned counsel/parties.

(R.S.Mongia)
President

25.05.2016
Janki

(Arvind Kumar)
Member