

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

CRM-M-9032 of 2014 (O&M)
Date of decision: March 10, 2016

M/s Akshay Enterprises and others ...Petitioners

Versus

M/s Amarnath Alloys ...Respondent

CORAM: HON'BLE MR. JUSTICE RAJAN GUPTA

Present: Mr. Manu K. Bhandari, Advocate for the petitioners.
Mr. Naresh Jain, Advocate for the respondent.

Rajan Gupta, J.

Petitioners have filed this petition under Section 482 Cr.P.C. seeking quashing of order dated 24.2.2014, passed by Judicial Magistrate 1st Class, Amloh, whereby the court held that respondent/complainant firm was not required to produce its PAN Number.

The order has been challenged on the ground that complainant could not have been exempted by the court from submitting his PAN card.

Plea has been opposed by respondent's counsel.

It appears, a complaint was filed as the cheque issued by the petitioners was dishonoured. Pursuant to same, petitioners were summoned to face trial vide order dated 13.11.2009. During the trial, a question arose whether complainant was required to furnish his Permanent Account Number (PAN) before the court. The court held that same was not required to be produced.

I find no ground to interfere in inherent jurisdiction. The issue pertains to offence under section 138 of the Negotiable Instruments Act. It is inexplicable how production of PAN card would be of any relevance in deciding the issue before the court. Thus, petition is without any merit and is hereby dismissed.

(RAJAN GUPTA)
JUDGE

March 10, 2016
'Rajpal'