

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

CRM-M-15425-2013 (O&M)

Date of decision: - 2.8.2017

Vinod Kumar Sharma

.....Petitioner

versus

Gurmail Singh and another

.....Respondents

CORAM: - HON'BLE MR. JUSTICE ARVIND SINGH SANGWAN

Present: - Mr. Deepak Agnihotri, Advocate for petitioner.

Mr. Rajiv Trikha, Advocate for respondent No. 1.

Mr. Kirat Singh Sidhu, DAG, Punjab.

ARVIND SINGH SANGWAN, J. (ORAL)

Present petition has been filed under Section 482 Cr.P.C. seeking quashing of the criminal complaint dated 4.8.2012 (Annexure P-1) under Section 138 of the Negotiable Instruments Act, 1881 and further summoning order dated 4.6.2012 passed by Judicial Magistrate, Ist Class, Hoshiarpur (Annexure P-2).

This Court vide order dated 21.5.2013 directed the petitioner to deposit a draft of ₹ 50,000/- with the Registrar of this Court. On 3.9.2013, it was noticed that the aforesaid amount stands deposited with the High Court.

Parties are ad idem that the trial Court vide its judgment dated 31.3.2017 has dismissed criminal complaint No. 439 dated 4.8.2012 and has acquitted the petitioner.

In view of the above, learned counsel for the petitioner submits that present petition may be dismissed as having become infructuous.

Dismissed as having been rendered infructuous.

However, an amount of ₹ 50,000/-, which was deposited in pursuance to the order dated 21.5.2013 with the Registrar of this Court is ordered to be refunded back to petitioner - Vinod Kumar Sharma within a period of one month from today.

(ARVIND SINGH SANGWAN)
JUDGE

2.8.2017
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Whether speaking/reasoned
Whether Reportable

Yes/No
Yes/No