

**Sr. No.101
IN THE HIGH COURT OF PUNJAB & HARYANA
AT CHANDIGARH**

CRM No.M-13233 of 2017 (O&M)

Date of Decision:10.11.2017

M/s Dalmia Retail India Pvt. Ltd.

... Petitioner

Versus

M/s Handa Sarees and another

... Respondents

CORAM:- HON'BLE MR. JUSTICE TEJINDER SINGH DHINDSA

Present:- Mr. Vaibhav Jain, Advocate,
for the petitioner.

TEJINDER SINGH DHINDSA, J.(ORAL)

CRM No.15199 of 2017

Prayer in the instant application is for recalling of the order dated 26.04.2017 passed by this Court and in terms of which CRM No.M-13233 of 2017 had been dismissed as counsel representing the petitioner/applicant had not put in appearance on successive dates of hearing.

In view of the averments made in the application and duly supported by an affidavit of the counsel himself, sufficient cause has been shown by counsel for not having appeared in the main case on 26.04.2017 as also on the previous date 20.04.2017.

Accordingly, prayer is allowed.

Order dated 26.04.2017 passed by this Court in CRM- M No.13233 of 2017 (M/s Dalmia Retail India Private Limited Vs. M/s Handa Sarees and another) is recalled.

Main case is restored to its original number and with the consent of the counsel taken up on Board today itself.

Application disposed of.

Main Case

The instant petition has been filed under Section 482 Cr.P.C. seeking quashing of the order dated 25.08.2014 (Annexure P-1) passed by the learned Judicial Magistrate Ist Class, Hisar vide which the complaint filed by the petitioner herein under Section 138 of the Negotiable Instruments Act was dismissed.

Having argued the matter at some length, counsel prays for withdrawal of the present petition.

Dismissed as withdrawn.

10.11.2017

vandana

**(TEJINDER SINGH DHINDSA)
JUDGE**

Whether speaking/reasoned

Yes/No

Whether Reportable

Yes/No