

IN THE HIGH COURT OF PUNJAB & HARYANA AT CHANDIGARH

CRM-M No. 21060 of 2017 (O&M)

Date of decision : 28.7.2017

Koushlander Gupta

.....Petitioner

vs.

Deepak Goel

.....Respondent

Coram: Hon'ble Mr. Justice H. S. Madaan

Present: Mr. Gaurav Jindal, Advocate for the petitioner

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H. S. Madaan, J. (Oral)

Petitioner is aggrieved by the summoning order dated 4.3.2017, passed by Judicial Magistrate Ist Class, Panipat, in complaint filed by respondent Deepak Goel, against him.

It is contended that on the similar facts, a complaint under Section 138 of the Negotiable Instruments Act has been filed by Deepak Goel against the present petitioner and the other criminal complaint is nothing but abuse of process of law to be used as a pressure tactics.

The petitioner is relegated to his remedy to move an application before the Judicial Magistrate Ist Class, Panipat, seeking discharge and for dismissal of the complaint, narrating all the facts.

The trial Magistrate is directed to dispose of the application within 3

weeks of filing of the same. In case the petitioner is aggrieved by decision of the application, he would have right to avail the remedy available to him under the law.

Disposed of.

28.7.2017	(H.S. Madaan)
chugh	Judge
Whether speaking / reasoned	Yes / No
Whether reportable	Yes / No