

CRM-A-2301-MA-2017 (O/M)

M/s RPS Infrastructure Limited
Versus
M/s KST Infrastructure Ltd. and another

Present :- Mr. Kshitij Sharma, Advocate, for,
Mr. Saroj Malakar, Advocate,
for applicant.

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The learned proxy counsel appearing for learned counsel for applicant contends that trial Court has taken view that complainant could not prove that it is legally enforceable debt. The learned proxy counsel has referred to cheque showing that cheque was issued on account of balance consideration.

In view of matter, application for special leave to appeal against order dated 18.8.2017, passed by learned Judicial Magistrate 1st Class, Faridabad, is allowed. It being so, Registry is directed to assign number to appeal.

CRM-A-2301-MA-2017 is accordingly disposed of.

Main case

Notice to respondents be issued for 17.1.2019.

In the meanwhile, original lower Court record be summoned.

Connected cases i.e. CRM-A-1862-MA-2014 and CRM-A-1863-MA-2014 be also listed for hearing on same date.

Photocopy of this order be placed on connected case files.

(KULDIP SINGH)
JUDGE

12.11.2018
sjks