

CRM-M-14541-2014(O&M)

Date of decision: 11.01.2018

Vinod Kumar and others

...Petitioners

Versus

Jagdev Singh and another

...Respondents

CORAM: HON'BLE MR. JUSTICE ARVIND SINGH SANGWAN

Present: Mr. Deepak Sabherwal, Advocate, for the petitioners.

Mr. Vansh Malhotra, Amicus Curiae/Advocate
for the respondents.

ARVIND SINGH SANGWAN, J. (ORAL)

Prayer in this petition is for quashing of the complaint dated 13.05.2013 (Annexure P-1) filed under Section 138 of the Negotiable Instrument Act and Section 420 of IPC and the summoning order dated 22.08.2013 (Annexure P-2).

A perusal of the lower Court record shows that by order dated 01.09.2014, the trial Court has consigned the original complaint to record room in view of the judgment rendered by the Hon'ble Supreme Court in ***Dashrath Rupsingh Rathod Vs. State of Maharashtra and another***, has returned the complaint to the complainant. It seems that no further action has been taken by the complainant, subsequently.

Learned counsel for the petitioner submits that this petition may be dismissed as withdrawn, at this stage with liberty to file afresh, in case, the complainant either revives the said complaint in view of the judgment passed by Hon'ble the Supreme Court or files a complaint at Kapurthala.

Dismissed as withdrawn with aforesaid liberty.

(ARVIND SINGH SANGWAN)
JUDGE

11.01.2018

Hemlata

Whether speaking/reasoned
Whether reportable

Yes / No
Yes / No