

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

CRM-M No.2663 of 2018 (O&M)

Date of decision: 19.07.2018

Anil Goyal

...Petitioner

VERSUS

Ranjit Bahadur Singh

...Respondent

CORAM: HON'BLE MR. JUSTICE RAJ SHEKHAR ATTRI

Present: Ms. Bhanvi Sood, Advocate for
Mr. Aditya Jain, Advocate
for the petitioner.

Mr. Gorav Kathuria, Advocate
for the respondent.

RAJ SHEKHAR ATTRI, J.(Oral)

By invoking Section 482 of the Code of Criminal Procedure, the petitioner has prayed for quashing of impugned summoning order dated 19.01.2017 qua the petitioner passed by the learned Judicial magistrate Ist Class, Faridabad whereby the petitioner was summoned to face trial under Section 138 of the Negotiable Instruments Act in Complaint No.622/19.01.2017 dated 18.01.2017 titled as "*Ranjit Bahadur Singh Vs. M/s Piyush Colonisers Ltd. Etc.*"

A bare perusal of the list of the directors of the company dated 13.11.2017 (Annexure P-4) transpires that petitioner Anil Goyal son of late Sh. Babu Ram ceased to be Director w.e.f. 11th March, 2013. The cheque bearing No.743676 dated 25.09.2016 for a sum of Rs.2,46,135/- has been issued on 25.09.2016.

Learned counsel for the respondent submitted that name of the petitioner-Anil Goyal be deleted and proceedings may be quashed against him and it may continue for remaining respondents/accused.

In this view of the matter, this petition is allowed. Complaint No.622/19.01.2017 dated 18.01.2017 under Section 138 of Negotiable Instruments Act read with Section 420 IPC against Anil Goyal son of Sh. Babu Ram stands quashed. However, complaint shall continue with regard to remaining respondents/accused.

Ordered accordingly.

July 19, 2018

m. sharma

(RAJ SHEKHAR ATTRI)
JUDGE

Whether speaking/reasoned	:	yes/no
Whether reportable	:	yes/no