

203.

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

CRM-M-35702-2016

Date of decision:20.07.2018.

SUDESH RANI

... Petitioner

versus

VIJAY KUMAR

.... Respondent

CORAM: HON'BLE MR. JUSTICE HARI PAL VERMA

Present: Mr. R.K. Garg, Advocate, for the petitioner.

Mr. Saurabh Garg, Advocate, for the respondent.

HARI PAL VERMA, J. *(Oral*

Through the instant petition, petitioner has approached this Court for quashing of a complaint filed by the respondent-complainant under Section 138 of Negotiable Instruments Act. In the said complaint, petitioner has been summoned by learned Judicial Magistrate Ist Class, Kaithal.

Cr.P.C. provides a remedy of revision against the order of summoning, but instead of approaching the revisionary court, petitioner has straightway rushed to this Court.

This Court finds that the petitioner has a remedy of revision, which he has not availed. Accordingly, present petition is dismissed, however, with liberty to the petitioner to approach the revisionary court. In case, revision petition is filed within a period of 15 days from today, the revision shall not be dismissed solely on the ground of limitation.

**(HARI PAL VERMA)
JUDGE**

20.07.2018

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Whether speaking/reasoned

Yes/No.

Whether Reportable:

Yes/No.