

IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH

CRM-M-19100-2017(O&M)

Date of Order: 15.11.2019

Anil Chanana

..Petitioner

Versus

Sat Narain

..Respondent

CORAM: HON'BLE MR. JUSTICE ANIL KSHETARPAL

Present: Mr. R.S.Rai, Sr. Advocate, with
Mr. Aashish Chopra, Advocate
for the petitioner.

Mr. V.B.Aggarwal, Advocate
for the respondent.

ANIL KSHETARPAL, J(Oral)

Undisputedly, in similar petitions filed by petitioner-Anil Chanana while relying on Form-32 obtained from the office of Registrar of Companies, various similar complaints filed against the petitioner under Section 138 of the Negotiable Instruments Act 1881, have been quashed vide detailed judgments passed in CRM-M-47659-2017, CRM-M-8043-2018, CRM-M-42980-2017 and CRM-M-36869-2019 and other connected cases.

Learned counsel for the respondent submits that as per the information supplied on 05.05.2018 by the Market Committee, Radaur, petitioner is one of the person, who is running affairs of M/s Amira Foods Ltd. i.e. accused no.1 in the complaint. On careful reading of the aforesaid communication annexed as Annexure R1/2, the information seeker has been informed that a new licence in the year 2012 has been issued in the name of Amira Pure Foods Pvt. Ltd. in which Balbir Singh son of Mangat Ram has

been shown to be in charge. The cheque in question is of the year 2016. Attention of the Court has not been drawn to any document which may establish that the petitioner-Anil Chanana was in charge of or was responsible to the affairs of the company after he resigned from the company w.e.f 10.02.2006.

In view thereof, the present petition is allowed. The summoning order as well as complaint and all subsequent proceedings arising therefrom are hereby quashed on the same ground qua petitioner only.

November 15, 2019
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(ANIL KSHETARPAL)
JUDGE

Whether speaking/reasoned : Yes/No
Whether reportable : Yes/No