

CRM-M-30693-2010

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

CRM-M-30693-2010 (O & M)

Date of Decision: 29.11.2019

Amar Nath Wadhwa

... Petitioner

Versus

M/s Bhushan Power and Steel Limited

... Respondent

CORAM: HON'BLE MR. JUSTICE HARNARESH SINGH GILL

Present: Mr. Arun Luthra, Advocate,
for the petitioner.

None for the respondent.

HARNARESH SINGH GILL, J. (Oral)

Prayer in this petition is for quashing of complaint case No.22834/08 dated 02.12.2008, titled as 'M/s Bhushan Power and Steel Limited Vs. M/s Saakar Metals and others', pending before the Judicial Magistrate Ist Class, Chandigarh, under Section 138 of the Negotiable Instruments Act, filed by the respondent, alongwith all the subsequent proceedings arising therefrom.

At the very outset, learned counsel for the petitioner states that the petitioner, who is accused No.3 in the complaint, is neither the Director of the firm M/s Saakar Metals nor the signatory to the cheque. He further submits that even the legal notice issued to the petitioner and co-accused is barred by limitation.

Without commenting anything on the merits of the case, the present petition is disposed of with a direction to the petitioner to approach the trial Court and move an appropriate application.

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If such an application is filed by the petitioner before the trial Court, the same shall be disposed of within a reasonable period, preferably within a period of three months from the date of its filing, in accordance with law.

29.11.2019

parveen kumar

(HARNARESH SINGH GILL)
JUDGE

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