

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

**CRM-M-28853-2018  
Date of decision: 25.11.2019**

Navneet Jain

.....Petitioner

Versus

M/s YSM Biotech International and others

....Respondents

**CORAM: HON'BLE MR. JUSTICE ARUN KUMAR TYAGI**

Present : Mr. Anupam Singla, Advocate  
for the petitioner.

Mr. Surendra Mishra, Advocate  
for respondent No. 1

Mr. Vivek Saini, D.A.G., Haryana  
for respondent No. 2

None for respondents No. 3, 6 and 7

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**ARUN KUMAR TYAGI, J (ORAL)**

Present petition has been filed under Section 482 of the Code of Criminal Procedure, 1973 (for short 'the Cr.P.C.') praying for quashing of complaint bearing No. NACT/2523/2017 dated 25.05.2017 filed against him for offence punishable under Section 138 of Negotiable Instruments Act, 1881 as well as summoning order dated 25.05.2017 and all consequential proceedings arising therefrom.

Mr. Gursher Singh Bhandal, Advocate has appeared for respondents No. 4 and 5 and filed memo of appearance.

Learned Counsel for the petitioner submits that the petitioner had taken the brief from him and he may be allowed to

withdraw his power of attorney in the case.

Learned Counsel for the petitioner is allowed to withdraw his power of attorney in the case.

None has appeared for the petitioner. The petitioner having taken the brief from his counsel was bound to appear in person or through some other counsel on the date fixed in the case.

Since none has appeared for the petitioner, the petition is dismissed in default for non prosecution.

Consequently, Interim order shall stand vacated. The trial Court shall be at liberty to proceed further with the case and the petitioner shall be at liberty to take up the plea taken in the present petition before the Trial Court.

**(ARUN KUMAR TYAGI)**  
**JUDGE**

**25.11.2019**

kavneet singh

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