

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

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**CRM-M No.38545 of 2014
Date of Decision : 05.02.2019**

Niraj Kumar Singh

..... Petitioner

Versus

M/s Indo Farm Tractors & Motors Ltd.

..... Respondent

CORAM : HON'BLE MR.JUSTICE AJAY TEWARI

Present : Mr. Jatinder Nagpal, Advocate
for the petitioner.

Mr. Gaurav Mohunta, Advocate
for the respondent.

AJAY TEWARI, J. (ORAL)

This petition has been filed under Section 482 Cr.P.C. seeking quashing of the criminal complaint No.3421 dated 20.04.2007 under Section 138 of Negotiable Instrument Act, 1881 along with summoning order and impugned order dated 13.08.2010 whereby the petitioner has been declared as proclaimed offender.

After arguing for some time learned counsel for the petitioner states that he would not press this petition on merits but the fact of the matter is that from the year 2006-2011 he was pursuing his medical career in China and that is why could not appear before the Court and is now ready to appear before the Court and that the order of 15.12.2015 should operate.

Counsel for the respondent has very fairly stated that he would have no objection if the order dated 15.12.2015 is made operative.

In the circumstances, this petition is disposed of with a direction that in case the petitioner appears before the trial Court on 21.02.2019 to face the trial he would be released on bail to its satisfaction.

Since the main case has been decided, the pending criminal miscellaneous application, if any, also stands disposed of.

(**AJAY TEWARI**)
JUDGE

05.02.2019

Pooja sharma-I

Whether speaking/reasoned - Yes/No

Whether reportable - Yes/No