

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

**CRM-M No.23820 of 2019 (O&M)
Date of Decision: 06.11.2019**

Sapna Gill

.....Petitioner

Versus

Mohinder Pal Satija and another

.....Respondents

CORAM : HON'BLE MR. JUSTICE MAHABIR SINGH SINDHU

Present: Mr. Harpreet Singh Maan, Advocate for
Mr. Rajinder Goyal, Advocate for the petitioner.

Mr. Rohan Mittal, Advocate for the respondents.

MAHABIR SINGH SINDHU, J. (Oral)

Present petition has been filed under Section 482 Cr.P.C. praying for quashing of Complaint No.15851 dated 08.08.2018 (P-7), tilted as Mohinder Pal Satija and another Versus Gurinder Singh Gill and another, filed under Section 138 of the Negotiable Instruments Act, 1881 as well as summoning order dated 08.08.2018 (P-9), passed by learned Judicial Magistrate 1st Class, Chandigarh, whereby petitioner and Gurinder Singh Gill have been summoned to face the trial, along with all consequential proceedings arising therefrom.

This Court, while issuing notice of motion on 23.05.2019, passed the following order:-

“Contends that the cheque in question was issued by Gurinder Singh Gill, being sole Proprietor of the Firm, namely, M/s SUNBEAM HOTELS PVT. LTD. and the petitioner is nothing to do with the same.

Notice of motion for 18.09.2019.

Notice regarding stay as well.

In the meanwhile, further proceedings pending before learned trial Court shall remain stayed.”

Today, during the course of hearing, learned Counsel for the respondents/complainant has fairly stated that he has no objection in case the impugned complaint as well as summoning order qua the petitioner are quashed and set aside.

In view of the aforesaid agreed stand taken by both sides, present petition is allowed. Impugned Complaint No.15851 dated 08.08.2018 (P-7) as well as summoning order dated 08.08.2018 (P-9) are set aside.

However, it is clarified that proceedings qua husband of the petitioner, namely, Gurinder Singh Gill shall continue and quashing of the impugned complaint as well as summoning order would not be construed as prejudicial to the interest to any of the parties.

Allowed in the above terms.

November 06, 2019

Gagan

(MAHABIR SINGH SINDHU)
JUDGE

<i>Whether speaking/reasoned</i>	<i>Yes</i>
<i>Whether Reportable</i>	<i>No</i>