

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

122

**CRM-M-29226 of 2019
Date of decision:12.7.2019**

Ishwar

... Petitioner

versus

State of Haryana and others

... Respondents

CORAM: HON'BLE MR. JUSTICE AMOL RATTAN SINGH.

Present: Mr.Rajesh Khandelwal, Advocate,
for the petitioner
...

AMOL RATTAN SINGH, J. (Oral)

Learned counsel for the petitioner has made various submissions with regard to the cheque in question having been stolen from a cup-board which was allegedly shared by the petitioner and respondent no.2 whom he contends were in business together; and further with regard to the legal notice not having been served upon the petitioner and with regard to the signatures on the cheque not being that of the petitioner.

In the opinion of this Court, all such pleas would be naturally available to the petitioner before the trial Court and are pleas which need to be proved before that Court.

Consequently, without making any comment on the aforesaid contentions or any other part of the matter on merits, for or against the petitioner, this petition is disposed of with liberty always available to the petitioner to raise all available pleas before the trial Court.

The issue with regard to whether any interim compensation is to be paid or not to be paid under Section 143 A of the Negotiable Instruments Act, 1881, would also be gone into wholly on merits by the trial Court.

12.7.2019
pk

(AMOL RATTAN SINGH)
JUDGE

Whether speaking/reasoned	Yes/No
Whether Reportable	Yes/No