

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

CRM-M-34836-2019(O&M)

Date of decision: 05.11.2019

Kamla Pati Tiwari

.....Petitioner

Versus

State of Punjab and another

.....Respondents

CORAM: HON'BLE MR. JUSTICE ANIL KSHETARPAL

Present:- Mr.P.S.Paul, Advocate for the petitioner
Mr. Hittan Nehra, Addl. AG, Punjab

ANIL KSHETARPAL, J. (ORAL)

Prayer is for cancellation of pre-arrest bail granted by the Court of Sessions.

Respondent No. 2 is accused in a criminal complaint under Section 138 of Negotiable Instruments Act. It is not in dispute that respondent No.2 is now regularly appearing before the Court and facing trial. Offence under Section 138 of Negotiable Instruments Act is not cognizable by the police. It can only be initiated on the strength of a criminal complaint filed in Court.

Keeping in view the facts of the case, present petition is disposed of while directing the petitioner to pursue his complaint.

05.11. 2019

rekha

Whether speaking/reasoned

Whether Reportable

(ANIL KSHETARPAL)

JUDGE

Yes / No

Yes / No