

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CRM-M No.40739 of 2019 (O&M)
Decided on: 23.9.2019

Sukhjinder Singh

.....Petitioner

VERSUS

Buta Singh

..... Respondents

CORAM: HON'BLE MR. JUSTICE RAJBIR SEHRAWAT

Present: Mr.H.S.Bhullar, Advocate for the petitioner.

RAJBIR SEHRAWAT, J. (ORAL)

This petition has been filed under Section 482 Cr.P.C. seeking quashing of order dated 7.8.2019 passed by Chief Judicial Magistrate, Faridkot dismissing application of the petitioner under Section 410 Cr.P.C. for transfer of complaint case filed under Section 138 of Negotiable Instruments Act, 1881 and order dated 30.8.2019 passed by Additional Sessions Judge, Faridkot dismissing revision petition filed by the petitioner.

After arguing for sometime, learned counsel for the petitioner wishes to withdraw the present petition. It is submitted that the application for transfer of his case was moved under some misunderstanding. The petitioner has full faith in the Court of the concerned Magistrate, therefore, the petitioner wants to avail all the legally available pleas before the same Court. However, it may be clarified that any observation made by the trial Court in the earlier orders would not be taken as an expression on merits of the case for the purpose of final disposal.

Dismissed as withdrawn with liberty to raise all the legally available pleas before the trial Court.

However, it is clarified that any observation made by the trial Court so far, while dealing with interim applications shall not be taken as an expression on merits of the case for the purpose of final disposal by the trial Court.

23.9.2019
Meenu

(RAJBIR SEHRAWAT)
JUDGE

Whether speaking/reasoned: *Yes/No*
Whether reportable : *Yes/No*