

IN THE HIGH COURT OF PUNJAB AND HARYANA  
AT CHANDIGARH

201

CRM-M-34530-2021

Date of Decision : 25.11.2021

Renu Verma

...Petitioner

Versus

Pawan Kumar Verma

...Respondent

(Through Video Conferencing)

CORAM: HON'BLE MR. JUSTICE HARSIMRAN SINGH SETHI

Present: Mr. K.S. Dhillon, Advocate for the petitioner.

Mr. Mohinder Kumar, Advocate for the respondent.

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**Harsimran Singh Sethi, J. (Oral**

The present petition has been filed challenging order dated 23.03.2021 passed by the Judicial Magistrate First Class-9, Jalandhar, by which, the prayer of the complainant for releasing 20% of the cheque amount, keeping in view Section 143-A of the Negotiable Instruments Act, has been allowed.

Learned counsel appearing for the respondent has raised a preliminary objection that against the said order, revision petition is maintainable and without exhausting the said remedy, the petitioner has straightway approached this Court.

Learned counsel for the petitioner submits that though, a remedy of revision might be available with the petitioner, but, jurisdiction of this Court can be invoked by filing the present petition under Section 482

Cr.P.C. Learned counsel for the petitioner further submits that be that as it may, keeping in view the objection raised by the learned counsel for the respondent, the petitioner be allowed to withdraw the present petition with liberty to avail the remedy of revision before the Sessions Court, but the petitioner may kindly be protected that no objection with regard to the limitation of filing the said revision petition before the Sessions Court, will be taken by the respondent or the Sessions Court as and when the said remedy is availed by the petitioner and the said revision may kindly be directed to be decided on merits.

Learned counsel for the respondent states that no objection regarding limitation of filing revision before the Sessions Court, will be raised in case, the petitioner avails the remedy of revision against the order impugned in the present petition.

It is directed that the Sessions Court will decide the revision on merits of the case keeping in view the fact that the petitioner was availing the present remedy under Section 482 Cr.P.C before this Court.

As prayed for by the petitioner, the present petition is allowed to be withdrawn with liberty to avail alternate remedy of revision.

**November 25, 2021**  
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**(HARSIMRAN SINGH SETHI)**  
**JUDGE**

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