

(129) IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH

CRM-M-31978-2022

Date of Decision:25.07.2022.

Dinesh Gupta

.....Petitioner

Versus**M/s Garg Trading, Commission Agent, Narayana and another**

..... Respondents

CORAM:- HON'BLE MR. JUSTICE VINOD S. BHARDWAJ

Present: Mr. Govind Chauhan, Advocate
for the petitioner.

Mr. Ashish Yadav, Addl.A.G. Haryana.

VINOD S. BHARDWAJ, J(Oral)

The instant petition under Section 482 of the Code of Criminal Procedure, has been filed for quashing the impugned order dated 01.07.2022 (Annexure P-4) vide which the present petitioner has been declared as proclaimed person and further for quashing the Complaint No. NACT-127 of 2017 dated 07.04.2017, under Section 138 read with Section 141 and 142 of the Negotiable Instruments Act, 1881 pending before the learned Judicial Magistrate Ist Class, Jind along with all consequential proceedings arising therefrom.

Learned counsel appearing on behalf of the petitioner contends that the petitioner had also approached in this Court by means of filing CRM-M-30437-2022, which was disposed of vide order dated 18.07.2022 in relation to a separate NACT complaint bearing No.103-2017 dated 29.03.2017. He contends that he will be satisfied, in case, the present case is disposed of in terms of the directions contained in the said order passed in CRM-M-30437 of 2022.

He further contends that the facts of the present case are at par with what have been noticed in the aforesaid order by this Court. He further contends that even the amount in question has already been paid by the petitioner.

Without going into the merits of the instant controversy and

considering that the petitioner has been declared as a proclaimed person in the aforesaid case and that the proceedings have remained pending since institution of the complaint in the year 2017, issuance of any further notice to the respondent is only likely to delay the process of administration of justice. Even otherwise, the order being sought to be passed is likely to advance the interest of justice and is not to the prejudice of the complainant/respondent.

This petition is disposed of in terms of the order dated 18.07.2022 passed in CRM-M-30437 of 2022, titled as Dinesh Gupta Vs. M/s Inder Sain Prithvi Chand Commission Agent and Another.

July 25, 2022

rekha sharma

[VINOD S. BHARDWAJ]
JUDGE

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