

CRM-M-38082-2022

IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH

CRM-M-38082-2022

Date of decision: 06.12.2022

Deepak

...Petitioner

Versus

Dolat Saini and another

.....Respondents

CORAM: HON'BLE MR. JUSTICE HARNARESH SINGH GILL

Present:- Mr. Aditya Sanghi, Advocate,
for the petitioner.

Mr. Prashant Singh Chauhan, Advocate,
for respondent No.1.

Mr. Rupinder Singh Jhand, Additional AG Haryana.

HARNARESH SINGH GILL, J. (ORAL)

Challenge in the present petition is to the order dated 17.03.2022 (Annexure P-1) passed by learned Addl. Chief Judicial Magistrate, Narnaul, in a complaint bearing No.NACT-21/2019, titled as 'Dolat Saini Vs. Deepak', vide which the petitioner has been directed to pay 20% of the cheque amount as interim compensation.

At the outset, learned counsel for respondent No.1 submits that he has no objection, if the impugned order is set aside, but the trial Court may be directed to decide the aforesaid complaint under Section 138 N.I.Act, which is now at the stage of defence evidence.

In view of the prayer made by the learned counsel for respondent No.1 during the course of hearing, but without expressing any opinion on the merits of the case, the impugned order dated 17.03.2022

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(Annexure P-1) is set aside. However, the trial Court is directed to make an endeavour to decide the complaint under Section 138 N.I.Act at the earliest, in accordance with law.

Disposed of.

06.12.2022

parveen kumar

(HARNARESH SINGH GILL)
JUDGE

Whether reasoned/speaking?
Whether reportable?

Yes/No
Yes/No