

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

**CRM-M-43382 of 2022
Date of Decision:- 19.09.2022**

A.R. Khan

....Petitioner

Vs.

Swaran Singh

....Respondent

CORAM: HON'BLE MR. JUSTICE KARAMJIT SINGH

Present:- Mr. Karan Vir Nanda, Advocate
for the petitioner.

KARAMJIT SINGH, J.(Oral)

After arguing for sometime, the counsel for the petitioner submits that he be allowed to withdraw the present petition but with a direction to the Trial Court to draw adverse inference at the appropriate stage of trial against the respondent-complainant, who in his cross-examination dated 15.09.2021, Annexure P-4, has admitted that the amount of cheques mentioned in the complaint do not find any mention in the Income Tax Return and further admitted that after 2012-2013 he did not file any income tax return as raid was conducted at his premises by the Income Tax Department.

The relevant portion of Annexure P-4 reads as follows:-

“The cheque amount mentioned in the complaint do not find any mention in the return since the said return record the transaction for the financial year 2012-2013. Vol. Thereafter, I did not file any return since income tax raid was conducted in my premises.”

In the light of the above, it is clear that certain admissions have been made by respondent in his aforesaid cross-examination.

In view of the above, the present petition is hereby dismissed as withdrawn with aforesaid direction/liberty as has been prayed by the counsel for the petitioner.

19.09.2022
Jiten

(KARAMJIT SINGH)
JUDGE

Whether reasoned / speaking? Yes / No

Whether reportable? Yes / No