

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

118

**CRM-M-5466-2023
Date of decision: 02.02.2023**

Gurnam Singh

.....Petitioner

Versus

M/s Dashmesh Seed Store

.....Respondent

CORAM: HON'BLE MRS. JUSTICE MANJARI NEHRU KAUL

Present : Mr. Vishal Sharma (Vasudega), Advocate
for the petitioner.

MANJARI NEHRU KAUL, J. (ORAL)

The petitioner is seeking quashing of Criminal Complaint No.NACT/125/2020 dated 09.03.2020 under Section 138 of the Negotiable Instruments Act, 1881 titled as 'M/s Dashmesh Seed Store Vs. Gurnam Singh', pending in the Court of learned Chief Judicial Magistrate, Shaheed Bhagat Singh Nagar and all subsequent proceedings arising out of the same including proclamation issued under Section 82 of the Cr.P.C. dated 07.01.2023 (Annexure P-3).

When this Court was not inclined to accept the first prayer of the petitioner regarding quashing of the complaint in question, learned counsel for the petitioner submitted that he would not press the same. However, he submitted that the petitioner was willing and ready to appear, and surrender before the Trial Court. A prayer was, therefore, made that in the aforementioned facts and circumstances, the petitioner be protected till his appearance before the Trial Court and with directions to the Trial Court that his bail application, which he would be filing on his surrender, be decided expeditiously.

In view of the limited prayer made by the learned counsel

for the petitioner, the instant petition is disposed of with directions to the petitioner to appear and surrender before the Trial Court on or before 08.02.2023. Till then, no coercive steps be taken against the petitioner.

It is made clear that in case, the petitioner fails to surrender before the Trial Court on or before 08.02.2023, this order shall be of no avail to him. In case, on appearance and surrender, the petitioner moves an application for bail before the Trial Court, the same shall be decided expeditiously by the Trial Court in accordance with law.

02.02.2023

(MANJARI NEHRU KAUL)

Vinay

JUDGE

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