

CRM-M-12621-2023

Date of decision: 14.03.2023

MANJEET KAUR BINDRA

...PETITIONER

VERSUS

STATE OF HARYANA AND ANR.

...RESPONDENTS

CORAM: HON'BLE MR. JUSTICE VIVEK PURI

Present: Mr. Sahil Goel, Advocate for the petitioner.

VIVEK PURI, J. (ORAL)

Petitioner is seeking to quash the order dated 06.03.2023 passed by the Court of learned Judicial Magistrate 1st Class, Sirsa in a complaint No.2251 dated 25.11.2022 titled as "*Gagandeep Singh Versus Manpreet Kaur Bindra*".

Learned counsel for the petitioner contends that the complaint has been instituted under Section 138 of Negotiable Instruments Act. The petitioner is yet to put appearance and her service is ordered to be effected through non-bailable warrants. It has been submitted that the offence is bailable, the petitioner undertakes to appear before the trial Court on or before 05.05.2023, the date already fixed in the trial Court and as the non-bailable warrants have been issued, the petitioner may be protected in the meanwhile.

Notice of motion.

Mr. Ranvir Singh Arya, Addl. AG, Haryana accepts notice on behalf of the respondent-State submits that appropriate orders may be issued to ensure the presence of the petitioner in the trial Court.

The petition is disposed of with a direction that the petitioner shall surrender before the trial Court on or before the next date of hearing in the trial Court i.e. 05.05.2023.

The non-bailable warrants issued against the petitioner shall remain in abeyance till 05.05.2023.

14.03.2023

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(VIVEK PURI)
JUDGE

Whether speaking/reasoned: Yes/No

Whether reportable: Yes/No