

CRM-M-21878-2018 (O & M)

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

CRM-M-21878-2018 (O & M)
Date of Decision: 08.08.2023

M/s M.K. Construction & Interiors Pvt. Ltd. and anr.

... Petitioners

Versus

M/s Pardeep Kumar & Company

...Respondent

CORAM: HON'BLE MR. JUSTICE JASJIT SINGH BEDI

Present: Mr. Simarpreet Singh, Advocate,
for Mr. Atul Goyal, Advocate,
for the petitioners.

None for the respondent.

JASJIT SINGH BEDI, J.

The prayer in the present petition under Section 482 Cr.P.C. is for the quashing of complaint bearing No. 3389 dated 29.04.2017 under Section 138 of the N.I. Act titled as 'M/s Pardeep Kumar & Company versus M/s M.K. Construction & Interiors Pvt. Ltd. & Ors.' pending in the Court of JMIC, Chandigarh (Annexure P-4) and the summoning order dated 01.05.2017 (P-5) and all other consequential proceedings arising therefrom.

On 21.05.2018, the following order was passed in this case:-

"Learned counsel for the petitioner states that the petitioner is ready and willing to settle the matter with the complainant.

Notice of motion for 20.07.2018.

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In the meanwhile, final order in the matter may not be passed by the trial Court, till then.”

Despite more than five years have been elapsed, the petitioners have not made any payment whatsoever to the complainant.

Today, an offer was given to the petitioners to make good the payment in terms of the order dated 21.05.2018. However, the petitioners have chosen not to honour the said order and wish to withdraw the present petition.

In view of the above, the present petition is ordered to be dismissed as withdrawn.

The interim order dated 21.05.2018 stands vacated. The Trial Court is free to proceed with the matter in accordance with law.

A copy of this order be forwarded to the Trial Court for necessary action.

(JASJIT SINGH BEDI)
JUDGE

August 08, 2023
sukhpreet

Whether speaking/reasoned:- Yes/No

Whether reportable:- Yes/No