

129 IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CRM-M-36616-2023
Date of Decision: 31.07.2023

Parvin Juneja and another Petitioners
Versus
Indiabulls Housing Finance Ltd. and another Respondents

CORAM: HON'BLE MR. JUSTICE RAJBIR SEHRAWAT

Present : Mr. Rajesh Lamba, Advocate, for the petitioners.

RAJBIR SEHRAWAT, J. (ORAL)

1. The present petition has been filed by the petitioners under Section 482 Cr.P.C. for setting aside the order dated 10.04.2023 (Annexure P-5) passed by the Judicial Magistrate Ist Class, Gurugram, whereby the application for substitution of complainant in NACT No.1411 of 2018 titled as 'India Bulls Housing Finance Vs. BHA Associates Pvt. Ltd.' has been allowed.
2. The facts of this case shows the original complaint under Section 138 of the Negotiable Instruments Act was filed by respondent No.1. However, the loan regarding which the cheques were related, stand assigned to respondent No.2. Therefore, respondent No.2 has been permitted to be substituted as complainant in place of respondent No.1. Since, no content of the complaint; having any bearing on the ingredients of the offence; has been permitted to be changed, therefore, this Court does not find any illegality or impropriety with the order passed by the Court below.
3. Dismissed.

(RAJBIR SEHRAWAT)
JUDGE

31.07.2023
adhikari

Whether speaking/reasoned	Yes/No
Whether Reportable	Yes/No