

119 IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

Neutral Citation No. 2023:PHHC:139832
CRM-M-54585-2023

Date of Decision: November 02, 2023

Satbeer Kaur

...Petitioner

Versus

State of Haryana and another

...Respondents

CORAM: HON'BLE MR. JUSTICE DEEPAK GUPTA

Present:- Mr. Abhishek Joon, Advocate for the petitioner.

DEEPAK GUPTA, J.(Oral)

By way of this petition filed under Section 482 Cr.P.C., petitioner prays to stay the proceedings in criminal complaint bearing No.NACT/338/19 pending before the Court of learned Judicial Magistrate 1st Class, Pehowa, till the petition under Section 125 Cr.P.C. pending before learned Principal Judge, Family Court, Derabassi, is disposed of.

Complaint in question, in which petitioner prays for staying the proceedings, pertains to Section 138 of the Negotiable Instruments Act, 1881 (for short 'the N.I. Act'), as filed by respondent No.2-Sarva Haryana Gramin Bank. Said complainant-bank has nothing to do with the petition filed under Section 125 Cr.P.C. by the petitioner against her husband.

Apart from above, it is disclosed by learned counsel that the complaint in question under Section 138 of the N.I. Act has reached at the stage of defence evidence/arguments.

In view of the aforesaid situation, there is no justification for staying the proceedings. As such, present petition is hereby dismissed.

However, the petitioner will be at liberty to raise all the pleas as taken in this petition before the Trial Court concerned, during his defence.

November 02, 2023

sarita

Whether reasoned/speaking: Yes/No

(DEEPAK GUPTA

JUDGE

Whether reportable: Yes/No