



IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CRM-M-8188-2024 (O&M)
Date of Decision : 17.09.2024

M/S SAINI DEVELOPERS AND PROMOTERS AND OTHERS
.....Petitioners
VERSUS
KUL BHUSHAN JAIN
.....Respondent

2. CRM-M-8438-2024 (O&M)

M/S SAINI DEVELOPERS AND PROMOTERS AND OTHERS
.....Petitioners
VERSUS
KUL BHUSHAN JAIN
.....Respondent

3. CRM-M-8446-2024 (O&M)

M/S SAINI DEVELOPERS AND PROMOTERS AND OTHERS
.....Petitioners
VERSUS
KUL BHUSHAN JAIN
.....Respondent

4. CRM-M-8466-2024 (O&M)

M/S SAINI DEVELOPERS AND PROMOTERS AND OTHERS
.....Petitioners
VERSUS
KUL BHUSHAN JAIN
.....Respondent

5. CRM-M-8471-2024 (O&M)

M/S SAINI DEVELOPERS AND PROMOTERS AND OTHERS
.....Petitioners
VERSUS
KUL BHUSHAN JAIN
.....Respondent

6. CRM-M-8484-2024 (O&M)

M/S SAINI DEVELOPERS AND PROMOTERS AND OTHERS
.....Petitioners
VERSUS
KUL BHUSHAN JAIN
.....Respondent

CORAM: HON'BLE MR. JUSTICE KULDEEP TIWARI

Present : Mr. Arav Gupta, Advocate,
for the petitioners.

Mr.Pardeep Bajaj, DAG, Punjab.

Mr. V.K.Kaushal, Advocate,
for respondent no.2/complainant.

KULDEEP TIWARI, J.(Oral)

1. Through the instant petitions, challenge is thrown to the orders dated 17.11.2023, passed by the learned Judicial Magistrate Ist Class, Gurugram, whereby the applications seeking discharge of the petitioners in each complaint case bearing no. NACT-6000-2016, NACT-3094-2017, NACT-1465-2017, NACT-3018-2017, NACT-3093-2017, NACT-4417-2017, instituted under Section 138 of the Negotiable Instruments Act, 1881, have been dismissed. Besides, the petitioners also seeks quashing of the said complaints itself.

2. The order (*supra*), which is impugned before this court under the provisions of Section 482 Cr.P.C., is in fact a revisable order, and despite the petitioners being seized of an alternate and efficacious statutory remedy for redressal of their grievance, yet they have sidetracked the said remedy and have straightway accessed this Court, through instituting the present petition.

3. In view of the above, the petitioners are relegated to the appropriate court/authority/forum concerned, for redressal of their above grievances by making appropriate motion there.

4. In case the petitioners file an appropriate motion, the court concerned, shall after giving an adequate opportunity of hearing to the all parties concerned, pass an appropriate order as per law.

5. **Disposed of** accordingly.

6. All pending application(s), if any, stand **disposed** of accordingly.

7. A photocopy of this order be placed on the files of the connected cases.

September 17, 2024
dharamvir

(KULDEEP TIWARI)
JUDGE

Whether speaking/reasoned. : Yes/No
Whether Reportable. : Yes/No