

**IN THE HIGH COURT OF PUNJAB & HARYANA
AT CHANDIGARH**

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**CRM-M No. 10394 of 2015
Date of Decision: 07.03.2024**

Prem Chand

.....Petitioner

Versus

M/s Shree Om Agencies and another

.....Respondents

CORAM: HON'BLE MR. JUSTICE HARPREET SINGH BRAR**Present:** Mr. Sourabh Goel, Advocate for the petitioner.

HARPREET SINGH BRAR, J.(ORAL)

1. Prayer in the present petition filed under Section 482 Cr.P.C is for quashing of impugned order dated 25.07.2014 passed by learned Judicial Magistrate Ist Class, Ludhiana whereby complaint No. 465 dated 12.07.2007 under Section 138 of the Negotiable Instrument Act, 1881 filed by the petitioner/complainant has been dismissed in default on account of non appearance merely and the respondents accused have been discharged.

2. Notice of motion was issued on 01.04.2015. On 21.05.2015, notice issued to respondent No. 1 has been received back with the report that the agency has since been closed and notice issued to respondent No. 2 has been received back with the report that the said respondent has sold the house and is not residing at the given address. Learned counsel for the petitioner was directed to furnish the correct/complete addresses of the respondents within 10 days and then notice be issued to them for 11.09.2015. Thereafter on 11.09.2015, another opportunity was granted to the petitioner to do the needful. On 19.02.2016, on the asking of the learned

counsel for the petitioner, *dasti* process was initiated. On 14.07.2016, notice could not be issued to respondents on account of non-filing of correct addresses. On 22.11.2016, fresh notices as well as *dasti* notices were issued. On 23.01.2020, again petitioner was directed to furnish the correct addresses of the respondents and thereafter, fresh notices were issued as well as *dasti* process.

3. The matter is pending since 2015.
4. Learned counsel for the petitioner submits that he has the instruction from his client to submit that petitioner is not able to find the correct and complete addresses of respondents.
5. In view of the above, the present petition is dismissed for non-prosecution.

07.03.2024

Rajeev (rvs)

(HARPREET SINGH BRAR)**JUDGE**

Whether speaking/reasoned
Whether reportable

Yes
No