

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

**CRM-M-14177-2024 (O&M)
Date of decision: 29.04.2024**

V.R. Brothers

...Petitioner

Versus

Ashu Tiwari

...Respondent

CORAM: HON'BLE MR. JUSTICE MAHABIR SINGH SINDHU

Present: Mr. Yogesh Goel, Advocate with
Mr. Lakshay Goel, Advocate for the petitioner(s).

MAHABIR SINGH SINDHU, J.

Present petition has been filed under Section 482 of Cr. P.C. for issuance of directions to learned trial Court to expedite proceedings and complete trial of Complaint No.COMA-746-2022 dated 18.01.2022 under Section 138 of Negotiable Instrument Act, 1881 pending in the Court of learned Judicial Magistrate First Class, Ludhiana in a stipulated period in view of provisions of Section 143(3) of Negotiable Instrument Act, 1881.

(2) It transpires that notice of accusation was issued on 20.11.2023 and matter was posted on 21.12.2023 for cross-examination of CW-I. On the adjourned dated i.e. 21.12.2023, CW-1 came present, but he was not cross-examined and the proceedings were deferred for 02.02.2024.

(3) On 02.02.2024 also, position remained the same. Again on 03.04.2024, there was no change; rather despite payment of costs of Rs. 500/-, there was no cross-examination of CW-1 and matter is stated to be pending for 20.05.2024.

(4) Although, this Court is not inclined to issue any mandate; however, taking into consideration the provisions of Section 483 of Cr.P.C., it would be appropriate to dispose off the present petition with a request to learned trial

Court/Judicial Magistrate First Class to proceed in the matter expeditiously and not to grant unwarranted adjournments to either of the parties.

- (5) Disposed off accordingly.
- (6) It is clarified that the above observations may not be construed as an expression of opinion on the merits of the controversy, in any manner.
- (7) Pending application(s), if any, shall also stand disposed off.

29.04.2024
Harish Kumar

(MAHABIR SINGH SINDHU)
JUDGE

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