

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

**CRM-A No.1735-MA of 2015 (O&M)
Date of Decision: 01.04.2024**

Kanwar Pal Singh

..... Applicant/Appellant

Versus

Subroto Mandal

..... Respondent

CORAM: HON'BLE MR. JUSTICE MAHABIR SINGH SINDHU

Present:- None for the applicant/appellant.

MAHABIR SINGH SINDHU, J.

Present application has been filed under Section 378 Cr.P.C. seeking leave to appeal against the impugned order dated 02.09.2015, passed by learned Judicial Magistrate 1st Class, Gurgaon, vide which complaint under Section 138 of the Negotiable Instruments Act, 1881 (*for short 'the Act'*), filed by the applicant/appellant was dismissed in default.

(2) Allegations are that applicant/appellant had filed criminal complaint on 06.03.2007 under Section 138 of the Act against the respondent for dishonor of cheque bearing No.672441 dated 31.12.2006, amounting to Rs.20 Lakh.

- (3)Case called twice, but no one is appearing on behalf of the applicant/appellant.
- (4)On previous occasion(s) also, none came forward.
- (5)In view of the above, it seems that applicant/appellant is not interested in pursuing the present matter.
- (6)As a result thereof, there is no option except to dismiss the application seeking leave to appeal for non-prosecution.
- (7)Ordered accordingly.
- (8)Pending application(s), if any, shall also stand disposed off.

1st April, 2024
Gagan

(MAHABIR SINGH SINDHU)
JUDGE

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