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IN THE HIGH COURT OF PUNJAB AND HARYANA AT CHANDIGARH

CRM-M No. 57196 of 2024

Date of Decision: 18.11.2024

M/s Shree Hospitals Equipments and another

...Petitioners

Versus

M/s Action Construction Equipment Limited

...Respondent

CORAM:

HON'BLE MR. JUSTICE ANOOP CHITKARA

Present:

Mr. Akashdeep Singh, Advocate
for the petitioners.

ANOOP CHITKARA, J.

Complaint No.	NACT/4243/2023 titled “M/s Action Constructions Equipment Limited v/s M/s Shree Hospitals Equipments and another”
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Seeking quashing of complaint and order of summoning dated 02.12.2023, the accused has come up before this Court under Section 528 BNSS, 2023.

2. While hearing the matter, on a query posed by this Court from counsel for the petitioner, it has been brought to the notice of this Court that notice of acquisition has already been issued, however the said order has not been challenged.

3. Since the notice of acquisition is final order and a revisional jurisdiction would apply and the said order is required to be challenged.

4. Faced with the situation, counsel for the petitioner wishes to withdraw the present petition with liberty to take appropriate steps to challenge the notice of acquisition order and other preceding orders. Counsel for the petitioner further submits that in case petitioner is granted exemption from personal appearance, they will not claim prejudice in this regard in any Court.

5. Given such assurance, the present petition is disposed of as withdrawn with the liberty aforesaid. Trial Court to consider the application for exemption from personal appearance of petitioner, if any filed sympathetically in accordance with law. All pending applications, if any, stand disposed.

(ANOOP CHITKARA)

JUDGE

18.11.2024

Jyoti Sharma

Whether speaking/reasoned : Yes

Whether reportable : No.