

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

(118)

CRM-M-64832-2023

Date of Decision: 03.05.2024

KAILASH NATH

...Petitioner

Versus

STATE OF UT CHANDIGARH AND ANOTHER

...Respondent

CORAM: HON'BLE MR. JUSTICE ALOK JAIN

Present:- Mr. A.S. Barnala, Advocate for the petitioner.

Mr. Anupam Bansal, Addl. PP, UT, Chandigarh.

ALOK JAIN, J. (Oral)

1. The present petition has been preferred *inter alia* praying for quashing of order dated 18.09.2023 (Annexure P-2) in the complaint case bearing NACT No.10086 of 2019 under Section 138 of Negotiable Instruments Act, 1881 (Annexure P-1), whereby the petitioner has declared proclaimed person.
2. Learned State counsel has pointed out that there is a material concealment with regard to the petitioner having been declared a proclaimed person on an earlier occasion also.
3. Learned counsel for the petitioner submits that the said information was not available with him and prays for withdrawal of the present petition with liberty to file afresh by disclosing all the necessary information and amending all the annexures.
4. Accordingly, the present petition stands dismissed as withdrawn with liberty aforesaid.
5. It is made clear that this Court has not expressed any opinion on the merits of the case and the liberty granted, if any, is only on the request of the counsel for the petitioner and is not a direction.

May 03, 2024

Mohit Bishnoi

(ALOK JAIN)
JUDGE

Whether speaking/reasoned
Whether reportable

Yes/No
Yes/No