

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

2025:PHHC:049857



CRM-M-19681-2025
Date of Decision:09.04.2025

UDESH KUMAR

...Petitioner

Vs.

STATE OF PUNJAB AND ANOTHER

...Respondents

CORAM:- HON'BLE MR. JUSTICE SANDEEP MOUDGIL

Present: Mr. Amandeep Saini, Advocate for the petitioner.
Mr. Jaspal Singh Guru, AAG Punjab.

SANDEEP MOUDGIL, J. (Oral)

The present petition has been filed under section 528 of Bharatiya Nagarik Suraksha Sanhita, for quashing the impugned order dated 21.12.2024, Annexure P-6, passed by JMIC Fatehgarh Sahib, vide which the application for restoration/revival of main case has been dismissed and trial Court was directed to proceed with the original complaint from the previous stage, when the same was dismissed as withdrawn.

After arguing for some time, learned counsel for the petitioner prays for withdrawal of the present petition with liberty to file a fresh one on the same cause of action with better particulars, if so advised, including the liberty to file the petition to challenge the judgment by which complaint under Section 138 NI Act was ordered to be withdrawn.

Allowed as prayed for.

Dismissed as withdrawn with liberty as prayed for.

(SANDEEP MOUDGIL)
JUDGE

09.04.2025

kv

Whether speaking/reasoned : Yes/No
Whether reportable : Yes/No