



CRM-M-65322-2024

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IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH
CRM-M-65322-2024
Decided on : 20.02.2025

Amit Munjal

.....Petitioner

Versus

Ved Parkash Nagpal and others

.....Respondents

CORAM: HON'BLE MR. JUSTICE SANJAY VASHISTH

Present: Mr. Ashish Rana, Advocate for the petitioner.

SANJAY VASHISTH, J.

1. Present petition has been filed under Section 528 of BNSS, seeking issuance of directions to learned Trial Court to expedite the trial of complaint case No. COMI-67-2020, under Sections 389, 500 and 120-B IPC.

2. After hearing learned counsel for the petitioner, on 07.01.2025 following order was passed:

“Present: Mr. Ashish Rana, Advocate for the petitioner.

Present petition has been filed under Section 528 of BNSS for seeking issuance of directions to learned trial Court to expedite the trial of the complaint bearing No. COMI-67 of 2020, titled as, ‘Amit Munjal Vs. Ved Parkash Nagpal and others’, registered under Sections 389, 500 and 120-B IPC, pending before the Court of learned Additional Chief Judicial Magistrate, Panipat.

By referring to the zimni orders (Annexure P-2), learned counsel for the petitioner submits that after leading the preliminary evidence by the complainant, proceedings



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qua recording of statement was closed on 09.03.2022, thereafter, the arguments were addressed on 22.04.2022 but case was being adjourned on one pretext or the other by merely mentioning in the zimni orders that the arguments were not addressed. He also submits that vide order dated 22.03.2023, learned Magistrate realised the necessity of calling of report under Section 202 Cr.P.C. by issuing directions to the SHO, Model Town Panipat and proceedings were adjourned to 15.04.2023.

The said report was received on 12.06.2023, but thereafter, no proceedings have taken place. However, in the zimni orders it has been mentioned that the arguments for summoning of the accused has not been advanced.

Let an affidavit be filed by the petitioner in regard to the submissions addressed and got recorded by him today before this Court.

List on 20.02.2025.

In the meanwhile, learned District and Sessions Judge, Panipat, would forward a report in regard to delay of proceedings, after seeking necessary explanation from the concerned Magistrate.

Let copy of this order be forwarded to learned District and Sessions Judge, Panipat for necessary compliance.”

3. In compliance of order dated 07.01.2025, report dated 23.01.2025 has been forwarded by learned Additional Chief Judicial Magistrate, Panipat. As per the explanation, trial Judge has submitted itself to make best of the efforts to expedite the trial of the complaint. It has also been informed that **delay in proceedings is only on account of the regular adjournment sought by learned counsel for the complainant.**



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4. After noticing the explanation given in the report, this Court finds that present petition is completely misconceived, therefore, same is hereby dismissed.

20.02.2025

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(SANJAY VASHISTH)
JUDGE

Whether Speaking/Reasoned: **YES/NO**
Whether Reportable: **YES/NO**