



CRM-M-64252-2025

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

CRM-M-64252-2025

Date of Decision : 17.11.2025

Gurmeet Sodhi

.....Petitioner

Versus

M/s Ammonia Supply and another

.....Respondents

CORAM: HON'BLE MR. JUSTICE SANJAY VASHISTH

Present: Mr. Viren Sibal, Advocate and
Mr. Divyanshu Goyal, Advocate
for the petitioner.

SANJAY VASHISTH, J. (ORAL)

1. Petitioner has filed the present petition under Section 528 of BNSS for setting aside order dated 19.08.2025 passed in NACT/5/2016 titled as *M/s Ammonia Supply Company vs. Kudos Chemie Limited and another* (Annexure P-6).

2. Learned counsel for the petitioner submits that infact the disputed cheque in the instant complaint is valuing Rs. 5,00,000/-. He further submits that only about five months back i.e. on 07.05.2025 statement under Section 313 Cr.P.C. of the petitioner-accused was recorded for the first time and opportunity for leading defence evidence was granted on 02.06.2025. Though, despite granting three opportunities i.e. 02.06.2025, 29.07.2025 and again on 19.08.2025, petitioner could not lead the evidence in defence, yet counsel prays for taking some lenient view for the said purpose because if one more opportunity is not

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granted, the right of the accused, who has to face its consequences would get prejudiced before final decision of the trial.

3. Though, this Court does not find any error in the proceedings before the trial Court and the orders passed during that process, however taking a lenient view of the fact that the date fixed before the trial Court is 17.11.2025, i.e. today itself, I grant one last opportunity to the petitioner for leading defence evidence within two days including today i.e. 17.11.2025 and tomorrow i.e. 18.11.2025. However, this opportunity would be available to the petitioner subject to the payment of an amount of Rs. 25,000/- to respondent No. 1—complainant in advance.

4. No further adjournment shall be granted beyond tomorrow by the trial Court and it would be open for it to proceed further in accordance with law for its final adjudication.

5. With the above said directions, the present petition stands disposed of. The impugned order dated 19.08.2025 is set aside/modified to the extent of granting opportunity, for leading the defence evidence of the petitioner, which was closed.

6. However, it is clarified that it would be open for respondent No. 1 to seek recalling of the order passed by this Court. However, in that eventuality an amount of Rs. 25,000/-, which he receives through instant order would be returned back to the petitioner-accused.

November 17, 2025

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**(SANJAY VASHISTH)
JUDGE**Whether Speaking/Reasoned: YES/NO
Whether Reportable: YES/NO