SL. No.	Date	Office Notes, reports, orders or proceedings or directions and Registrar's order with Signatures	COURT'S OR JUDGE'S ORDERS
			C528/2351/2026 Rama Devi --Applicant **Versus** Naresh Joshi --Respondent **Hon'ble Alok Mahra, J.** Mr. Abhishek Dutt, learned counsel for the applicant. 2. Present C-528 application has been filed by the complainant for direction to the Judicial Magistrate/Civil Judge (Junior Division), Jaspur, District Udham Singh Nagar to decide the Complaint Case No.12 of 2026 'Smt. Rama Devi Vs. Naresh Joshi' under Section 138 of the Negotiable Instruments Act as expeditiously as possible preferably within a period of three months or within time frame stipulated by this Court. 3. Learned counsel for the applicant would submit that the applicant is the complainant in Complaint Case No. 12 of 2026, instituted under Section 138 of the Negotiable Instruments Act, 1881, before the learned Judicial Magistrate, Jaspur, District Udham Singh Nagar, against the

			respondent/accused in respect of dishonour of alleged cheques, allegedly issued towards discharge of a legally enforceable liability. 4. Learned counsel would further submit that the learned court below had summoned the respondent/accused; however, despite the issuance of summons, the respondent/accused failed to appear before the court, pursuant to which bailable warrants and, subsequently, non-bailable warrants were issued against him; that, thereafter, on 12.08.2026, the respondent/accused surrendered before the court and was released on bail on the same day. Learned counsel would contend that, despite having entered appearance, the respondent/accused has been seeking adjournments on one pretext or another, thereby delaying the proceedings and preventing the matter from being taken to its logical conclusion. 5. It is further contended that the applicant is being compelled to face unnecessary delay in the adjudication of the complaint. Referring to Section 143(3) of the Negotiable Instruments Act, 1881, learned counsel would submit that proceedings under Section 138 of the said Act are required to be conducted expeditiously, with an endeavour to conclude the trial within

			six months. Thus, he prays that the learned court below be directed to decide the aforesaid complaint expeditiously, in accordance with law. 6. Having heard learned counsel for the applicant and upon perusal of the material available on record, this Court finds that the grievance raised by the applicant concerns the expeditious disposal of the complaint instituted under Section 138 of the Negotiable Instruments Act, 1881. 7. A perusal of the record indicates that the complaint was instituted in the year 2025 and that the respondent/accused was summoned and he is bailed out. Section 143 of the Negotiable Instruments Act, 1881, provides for the summary trial of offences under Section 138 of the said Act and requires that every such trial be conducted as expeditiously as possible, with an endeavour to conclude it within six months from the date of filing of the complaint. The proceedings, therefore, deserve to be taken forward expeditiously, while ensuring compliance with the procedure prescribed by law and affording the parties due opportunity of hearing. 8. Accordingly, the learned Judicial Magistrate/Civil Judge (Junior Division), Jaspur, District Udham Singh Nagar, is directed to make every

			endeavour to decide Complaint Case No. 12 of 2026, under Section 138 of the Negotiable Instruments Act, 1881, as expeditiously as possible, preferably within a period of six months from the date of production of a certified copy of this order, in accordance with law. 9. The learned court below shall endeavour to avoid unnecessary adjournments and shall take appropriate steps, in accordance with law, to secure the presence of the respondent/accused and proceed with the matter accordingly. The aforesaid direction shall not be construed as an expression of any opinion on the merits of the complaint. 10. The C-528 application stands disposed of accordingly. 11. Pending application(s), if any, also stand disposed of. **(Alok Mahra, J.)** 28.10.2026 Mamta MAMTA RANI Digitally signed by MAMTA RANI DN: c=IN, o=HIGH COURT OF UTTARAKHAND, ou=HIGH COURT OF UTTARAKHAND, 2.5.4.20=6a812005bebfcf46f244f3e584af1449e430ef900bf09a6d67ebbd642671329b, postalCode=263001, st=Uttarakhand, serialNumber=5de1751a4f1d9cabfd54852c9e68911ca8b66dd26690a191648ab5d8dd004ef0, cn=MAMTA RANI Date: 2026.10.29 15:07:57 +05'30'