



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

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**CRM-M-8584-2025
Decided on : 15.02.2025**

Nirmal Singh

. . . Petitioner(s)

Versus

Mohinder Pal Singh

. . . Respondent(s)

CORAM: HON'BLE MR. JUSTICE SANJAY VASHISTH

PRESENT: Mr. Alok Mittal, Advocate for the petitioner.

SANJAY VASHISTH, J. (Oral)

1. Petitioner/complainant has filed the present petition under Section 528 of the BNSS, 2023, for setting aside the complaint dated 30.04.2024 for offences under Section 138 of the Negotiable Instruments Act, 1881 (Annexure P-9) along with Summoning order dated 01.05.2024 (Annexure P-10), passed by learned Judicial Magistrate 1st Class, Mohali in NACT-623-2024 titled as, "Mohinder Pal Singh v. Nirmal Singh", whereby, petitioner has been summoned to face trial for offences under Section 138 of the Negotiable Instruments Act, 1881.

2. Counsel for the petitioner admits that petitioner has not challenged the summoning order before the Revisional Court i.e. Court of Sessions, at the first instance and has directly approached this Court by way of present petition.

3. In view of the above, present petition is disposed of, by observing that in case, petitioner chooses to file a revision petition before Court of Sessions within a period of two weeks from today, same would be decided on merits by such Revisional Court without adhering to the delay part, if any, after examining the complete record, as per law, within a period of next three months, by providing adequate opportunity to all the concerned parties.

**(SANJAY VASHISTH)
JUDGE**

February 15, 2025

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Whether speaking/reasoned: Yes/No

Whether Reportable: Yes/No