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

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Date of decision : 19.08.2025

Ramesh Kumar

..... Petitioner

VERSUS

Jain Trading Company

..... Respondent

CORAM: HON'BLE MR. JUSTICE SURYA PARTAP SINGH

Present: Mr. Sandeep Arora, Advocate for the petitioner.

SURYA PARTAP SINGH, J. (Oral)

This petition under Section 528 of Bharatiya Nagarik Suraksha Sanhita, 2023 (hereinafter referred to as 'BNSS') has been filed by the petitioner for quashing of summoning order dated 05.12.2022, passed by learned Judicial Magistrate First Class, Jalandhar (hereinafter referred to as 'trial Court'). The plea taken in this petition, based on the cross-examination of CW-1 Nakul Jain, is that the petitioner was not a signatory to the cheque and therefore, he has no existing liability.

The record shows that after taking cognizance, trial in this case has already commenced and the petitioner has been served with notice of accusation.

At this stage, when the trial is at the stage of recording of evidence of complainant/prosecution, this quashing petition is not sustainable and the same deserves dismissal. Hence, the same is hereby dismissed, accordingly. However, the petitioner shall be at liberty to raise all



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the pleas, taken in this petition, before the learned trial Court, in accordance with law.

**(SURYA PARTAP SINGH)
JUDGE**

AUGUST 19, 2025

Gaurav Thakur

Whether speaking / reasoned
Whether Reportable

Yes/No
Yes/No