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

**CRM-M-2965-2025**

**Date of Decision: 03.03.2025**

**RAKESH BHIKHALAL SHAH AND ORS**

**....Petitioner(s)**

**VERSUS**

**M/S NUPUR PHARMA ENTERPRISES**

**....Respondent(s)**

**CORAM: HON'BLE MR. JUSTICE SANJAY VASHISTH**

Present: Mr. J.S. Saneta, Advocate for the petitioners.

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**SANJAY VASHISTH, J. (Oral)**

1. Prayer in the present petition under Section 528 of BNSS, 2023 is for quashing of criminal complaint bearing registration No.5715 of 2023 dated 25.08.2023 titled as *M/s Nupur Pharma Enterprises vs. Nava Health Care Private Ltd. and ors.* (Annexure P-1) filed under Section 138 of NI Act, 1881, pending in the Court of learned Judicial Magistrate 1<sup>st</sup> Class, Chandigarh, and also the summoning order dated 25.08.2023 passed by learned Judicial Magistrate 1<sup>st</sup> Class, Chandigarh (Annexure P-4).

2. It is informed by the counsel for the petitioners that proceedings in the complaint is at initial stage i.e. for appearance of the accused.

3. Since at the first instance, order requires to be assailed before the revisional Court i.e. Sessions Court, counsel for the petitioners seeks withdrawal of the present petition with liberty to file revision petition as per law.

4. Dismissed as withdrawn with the liberty to file revision petition before Court of Sessions within a period of one month from today. In case, said petition is filed, same would be decided on merits by such Revisional Court without adhering to the delay part, if any, as per law, within a period of next three months.

**(SANJAY VASHISTH)**

**JUDGE**

**March 03, 2025**

Sangeeta

Whether reasoned/speaking:

Yes/No

Whether reportable:

Yes/No