

2025:PHHC:055603



136.

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

CRM-M-22795-2025

Date of decision: 30.04.2025

Shivpal Singh Chauhan @ S.S. Chauhan

... Petitioner

Versus

Mukesh Kumar

... Respondent

CORAM: HON'BLE MRS. JUSTICE MANJARI NEHRU KAUL

Present: Ms. Nisha Rana, Advocate for the petitioner.

MANJARI NEHRU KAUL, J. (ORAL)

1. Prayer in the instant petition filed under Section 528 of BNSS, 2023, is for quashing/setting aside of order dated 12.03.2025 passed by learned Judicial Magistrate First Class, Faridabad, vide which, complaint of the petitioner has been dismissed in default, and for issuance of direction to the Trial Court to restore the criminal complaint (NACT/2903/2018, under Section 138 of Negotiable Instruments Act and Section 420 of IPC, titled as *Shiv Pal Singh Chauhan (S.S. Chauhan) Versus Mukesh Kumar*) on its original number.

2. At the outset, learned counsel for the petitioner prays for withdrawal of the instant petition with liberty to avail of appropriate remedy under Section 378(4) of Cr.P.C.

3. Dismissed as withdrawn with liberty aforesaid.

**(MANJARI NEHRU KAUL)
JUDGE**

April 30, 2025

sanjeev

Whether speaking/reasoned:

Yes/No

Whether reportable:

Yes/No