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Regular

HIGH COURT OF JAMMU & KASHMIR AND LADAKH
AT SRINAGAR

CRM(M) No. 222/2025

CrIM No. 508/2025

Sabzar Ahmad Malik

..... Petitioner (s)

Through: Mr. M Amin Bhat, Adv.

V/s

Tariq Ahmad Khan

..... Respondent(s)

Through:

Coram:

Hon'ble Mr. Justice Sanjay Dhar, Judge

ORDER

05.05.2025

The petitioner has challenged complaint filed by the respondent against him under Section 138 of the Negotiable Instruments Act which is stated to be pending before the court of learned Judicial Magistrate 1st Class (Sub Judge) Uri.

The ground urged by the learned counsel for the petitioner is that the petitioner-accused was never served with notice of demand as he is a resident of District Kulgam and not a resident of District Ramban whereas the notice has been sent by the learned counsel for the complainant to the address at Ramban which was never delivered to the petitioner, which is clear from the tracking report of the Postal Authority.

Issue notice to the respondent subject to taking of necessary steps by the petitioner within one week.

List on 21.07.2025.

In the meantime, the proceedings in the impugned complaint before the learned trial Magistrate shall remain stayed.

Xerox copy of the trial court record be summoned from court below.

(Sanjay Dhar)
Judge

SRINAGAR

05.05.2025

Aasif