

101
Supp

HIGH COURT OF JAMMU & KASHMIR AND LADAKH
AT SRINAGAR

CRM (M) No. 283/2025
CrIM No. 661/2025
..... Petitioner (s)

Syed Asger Ali

Through: Mr. Aadil Pararray, Adv.

V/s

Mohmmad Abdullah Wani

..... Respondent(s)

Through:

Coram:

Hon'ble Mr. Justice Sanjay Dhar, Judge

ORDER
30.05.2025

The petitioner, has challenged the complaint filed by the respondent against him, alleging commission of offence under Section 138 of the Negotiable Instruments Act. Challenge has also been thrown to the proceedings pending before the learned Chief Judicial Magistrate, Kulgam.

Learned counsel for the petitioner has submitted that as per the impugned complaint, the cheque which is subject matter of the complaint, was dishonoured on 22.08.2022 and the demand notice was issued on 28.10.2022. Thus, the demand notice has been issued against the petitioner beyond the prescribed period of 30 days.

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

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

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

List on 28.07.2025.

(Sanjay Dhar)
Judge

SRINAGAR
30.05.2025
Aasif