



IN THE HIGH COURT OF ORISSA AT CUTTACK

CRLMC No.773 of 2026

M/s Sahu Traders

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Petitioner(s)

Mr. C.R. Pattnaik, Advocate

-Versus-

*Willowood Chemicals
Ltd.*

.....

Opposite Party (s)

CORAM:

DR. JUSTICE SANJEEB K PANIGRAHI

ORDER

26.03.2026

Order No.

02.

1. This matter is taken up through hybrid arrangement.
2. The Petitioner has filed this CRLMC with a prayer to set aside the proceeding pending before the learned JMFC 1st class, Bathinda in COMA/3547/2022.
3. Learned counsel for the Petitioner submits that the learned trial court after hearing the complaint petition vide order dated 03.01.2023 issued notice to the present petitioner to present in court on 13.03.2023 to answer the charge of the offences punishable under Section 138 of N.I Act. But, the same was not properly served on the Petitioner, as a result of which, Non-Bailable warrant was issued against him vide order dated 13.03.2023 fixing the date for his appearance to 29.05.2023. Thereafter, the said order again issued through SSP concerned fixing the date to 06.07.2024 for his appearance.



4. He further submits that no amount was outstanding against him. Fraudulently, the complainant has been made claiming of Rs.17,08,428/- outstanding against him. This fact having come to his knowledge, the petitioner immediately objected his demand. In order to frustrate the petitioner, in the blank cheque which was deposited with the company as a security major, fraudulently and deliberately the said amount was filled up and deposited with the bank which was subsequently returned unpaid, on the ground of insufficient of funds. Thereafter, a complaint petition was filed by the complainant and based on that application, the learned court below issued notice which was not served properly on the petitioner. Hence, non-bailable warrant was issued against him procuring his attendance in court on the above date.

5. Upon hearing the learned counsel for the Petitioner and on going through the averments made in this petition, this Court is of the view that the Petitioner has failed to make out a case which warrants interference of this Court. The oral prayer made by the Petitioner for transit bail is rejected. However, if the Petitioner so desires, he may file an advance bail application before this Court.

6. Accordingly, the CRLMC stands dismissed.

(Dr. Sanjeeb K Panigrahi)
Judge