



CRM-M-6422-2023

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

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Decided on: 13.05.2026

Dhanwant Singh

.....Petitioner

Versus**Kewal Krishan**

.....Respondent

CORAM: HON'BLE MR. JUSTICE SANJAY VASHISTH

Present: Ms. Sukhveer Kaur, Advocate for the petitioner.

SANJAY VASHISTH, J.(Oral)

1. Present petition has been filed under Section 482 Cr.P.C. seeking quashing of order dated 18.10.2022 (P-1) passed by the learned Judicial Magistrate First Class, Gurdaspur, whereby complaint bearing CNR No. PBGD03-001400-2016, NACT No. 319 of 2016, titled "Dhanwant Singh Vs. Kewal Singh", filed under Section 138 of the Negotiable Instruments Act, was dismissed in default on account of non-appearance of the petitioner/complainant.

2. It is noticed that except for the impugned order dated 18.10.2022 (P-1), no other relevant document has been appended with the present petition. A perusal of the impugned order further reveals that complainant had been remaining absent on previous dates as well, while the complaint was pending before the learned Trial Court. Even on the date when the complaint was dismissed in default, case was taken up twice, first at about 12:30 p.m. and thereafter again at about 4:30 p.m.; however, neither the complainant nor his counsel appeared before the

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Court. Learned Trial Court, thereafter, passed a well-reasoned order dismissing the complaint in default on account of non-appearance of the complainant and his counsel.

It is further noticed that learned counsel for the petitioner is not even aware of the basic particulars of the complaint, including the amount involved in the cheque in question.

3. This Court does not find any illegality or perversity in the impugned order warranting interference in exercise of inherent jurisdiction under Section 528 of BNSS. Accordingly, present petition is hereby dismissed.

(SANJAY VASHISTH)
JUDGE

May 13, 2026
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Whether Speaking/Reasoned: **YES/NO**
Whether Reportable: **YES/NO**