

HIGH COURT OF JUDICATURE FOR RAJASTHAN
BENCH AT JAIPUR

S.B. Criminal Miscellaneous (Petition) No. 9709/2022

Gangaram Khandelwal Son Of J.P. Khandelwal & Anr

-----Petitioners

Versus

Ramesh Chand Jain Son Of Chand Mal Jain,

-----Respondent

For Petitioner(s) : Mr. Pankaj Gupta

For Respondent(s) :

HON'BLE MR. JUSTICE BIRENDRA KUMAR
Order

24/05/2023

Issue notice to sole respondent through both the processes.

Requisites be filed within five days, failing which the instant petition would stand dismissed without any further reference to the Bench.

On filing of requisites within time, the Registry shall issue notice to respondent through both the processes.

The petitioners have challenged their criminal prosecution under Section 138 of Negotiable Instruments Act on the ground that the dishonoured cheque was issued by one Mr. Amit Sharma on 09.10.2019. The petitioners had already left the company on 04.02.2016. The petitioners were never Managing Directors of the said company nor any specific role was assigned to the petitioners in issuance of the said cheque.

Considering the submission aforesaid, trial against the petitioners shall remain stayed till further order.

List on 18.09.2023.

(BIRENDRA KUMAR),J