

Court No. - 85

Case :- APPLICATION U/S 482 No. - 25994 of 2022

Applicant :- Smt. Rani Devi

Opposite Party :- State of U.P. and Another

Counsel for Applicant :- Rakesh Dubey

Counsel for Opposite Party :- G.A.

Hon'ble Gautam Chowdhary,J.

Heard learned counsel for the applicant and learned A.G.A.

This application has been filed with a prayer to quash the summoning order dated 5.5.2022 passed by J.M./Civil Judge (J.D.), FTC, Meerut in Complaint Case No. 62 of 2022 (Smt. Pooja Bansal Vs. Smt. Rani Devi), under section 138 N.I.Act, P.S Nauchandi, District Meerut.

It is contended by learned counsel for the applicant that the learned Judicial Magistrate without following the procedure prescribed under section 138 read with section 142 of the N.I. Act passed the summoning order against the applicant which is wholly illegal and can not be sustained in the eye of law.

Issue notice to O.P. No. 2 to file counter affidavit within four weeks. Rejoinder affidavit, if any be filed within two weeks thereafter.

List thereafter.

Till the next date of listing, no coercive steps shall be taken against the applicant in the present case.

Order Date :- 2.9.2022

RPD