

**IN THE HIGH COURT OF UTTARAKHAND AT NAINITAL**

**CRIMINAL MISC. APPLICATION NO.94 OF 2009**

Durga Das S/o Late Sri Lekhraj  
R/o 217, Block-II, Chakkhu Mohalla  
P.S. Kotwali, Dehradun

..... Applicant

**Versus**

Harshu Prasad S/o Sri Avadh Vihari

..... Respondent

**Dated: January 29, 2009**

**Sri K.S. Verma, learned counsel for the applicant**  
**Sri S.S. Adhikari, learned A.G.A. for the State**

**HON. DHARAM VEER, J.**

This criminal application, preferred under Section 482 of The Code of Criminal Procedure, 1973 (*hereinafter to be referred as Cr.P.C.*), has been preferred with the prayer to direct the Special Judicial Magistrate IInd, Dehradun to expedite the hearing of case no.1394/2008 (old no.2633/2007), Durga Das Vs. Harshu Prasad, u/S 138 of the N.I. Act.

2. Heard Sri K.S. Verma, learned counsel for the applicant and Sri S.S. Adhikari, learned A.G.A. for the State.

3. Prayer made is innocuous in nature and deserves to be accepted.

4. Therefore, the Special Judicial Magistrate IInd, Dehradun is directed to decide the case no.1394/2008 (old no.2633/2007), Durga Das Vs. Harshu Prasad, u/S 138 of the N.I. Act, pending before him, expeditiously.

5. The application C-482 stands disposed of accordingly.

**(Dharam Veer, J.)**  
**Vacation Judge**

**29.01.2009**

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