

U.C. Dhyani, J.

Mr. Manish Arora, Advocate for the applicant.

By means of present application under Section 482 of Cr.P.C., the applicant seeks a direction to learned Chief Judicial Magistrate, Dehradun to decide the criminal complaint case no. 686 of 2015, Prabhat Kishore vs Vikas Sharma, under Section 138 of the Negotiable Instruments Act, 1881, pending before said court, at an early date.

The criminal complaint case is pending between the parties since 2012, and has now finally been transferred to the court of C.J.M., Dehradun. Copies of the ordersheet has also been annexed with the present petition by the applicant in support of his contention.

This Court does not feel it necessary to issue notice to the respondent, in as much as speedy justice is one of the fundamental rights of a person and it does not lie in one's mouth to say that any *lis* pending before any court should not be decided at the earliest.

Learned counsel for the applicant submits that the trial court be directed to decide the aforesaid criminal complaint case under Section 138 of the Negotiable Instruments Act as expeditiously as possible keeping in view the mandate of Legislature as provided in sub-section (3) of Section 143 of the Negotiable Instruments Act, 1881.

The prayer made by learned counsel for the applicant is worth accepting.

The application under Section 482 of Cr.P.C. is disposed of by directing the C.J.M., Dehradun to make an endeavour to dispose of the aforesaid criminal complaint case pending before said Court, in accordance with law, keeping in view the mandate of Legislature as provided in sub-section (3) of Section 143 of the Negotiable Instruments Act, 1881.

(U.C. Dhyani, J.)
30.04.2015