2026:AHC:212047

HIGH COURT OF JUDICATURE AT ALLAHABAD

APPLICATION U/S 529 BNSS No. - 4825 of 2026

Pramod Kumar

.....Applicant(s)

Versus

Vikash Upadhyay

.....Opposite Party(s)

Counsel for Applicant(s) : Amit Kumar, Neetu Singh, Shreyansi Singh

Counsel for Opposite Party(s) :

Court No. - 82

HON'BLE JAI PRAKASH TIWARI, J.

Heard learned counsel for the applicant as well as learned A.G.A. for the State.

This application under Section 529 BNSS has been filed to direct the court concerned to decide the Case No. 9292/2024 (Pramod Kumar vs. Vikash Upadhayay), under Section 138 of the Negotiable Instruments Act, Police Station Bisrakh District Gautam Buddh Nagar, pending before the court of learned Civil Judge (Senior Division)/FTC, Court No. 9, Gautam Budh Nagar, expeditiously within a stipulated period.

Learned counsel for the applicant submits that the said case is pending since 2024. It is further submitted that as per Section 143 (3) of the N.I. Act it should be disposed of within a period of six months from the date of filing of the complaint but more than a year has been passed from the date of filing of the complaint, but till date nothing has been done. A prayer has been made to direct the court concerned to decide the aforesaid case as per Section 143 (3) of the Negotiable Instruments Act.

Considering the facts and circumstances of the present case, the court concerned is directed to make all endeavours to decide the aforesaid case as per Section 143 (3) of the Negotiable Instruments Act, after giving opportunity of hearing to both the parties, without giving any unnecessary adjournments to either parties, if there is no other legal impediment in deciding the aforesaid case.

With the aforesaid observations, the instant application is finally disposed of.

(Jai Prakash Tiwari,J.)

October 9, 2026
Brijesh

Digitally signed by :-
BRIJESH KUMAR
High Court of Judicature at Allahabad