

257.

**IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH**

CRM-M-25098-2015 (O&M)

Date of decision:07.12.2016

M/s OSM Projects Private Limited

... Petitioner

versus

State of Haryana and another

.... Respondents

CORAM: HON'BLE MR. JUSTICE HARI PAL VERMA

Present: Mr. Vivek Sethi, Advocate and
Mr. Deepak Kumar, Advocate,
for the petitioner.

Mr. Vikas Malik, DAG, Haryana.

Ms. Harsimran Kaur Dhaliwal, Advocate,
for respondent No.2.

HARI PAL VERMA, J. (Oral)

Prayer in this petition filed under Section 482 Cr.P.C. is for quashing of complaint case No.3408/2014 dated 30/31.07.2013 (old No.1639/2013) titled as M/s Lakshmi Narain Associates Versus OSM Projects Private Limited, which is pending before learned Judicial Magistrate, Faridabad.

Learned counsel for the petitioner states that during the pendency of present petition, a memorandum of understanding (for short, MoU) has arrived at between parties and pursuant to said MoU, the complainant has been paid the payable amount.

Learned counsel for the respondent No.2-complainant does not dispute the aforesaid fact and states that since the complainant has been paid the outstanding amount, respondent-complainant shall approach the

concerned Court for withdrawal of complaint. She undertakes that the said complaint would be withdrawn on the date already fixed i.e. 12.12.2016.

In view of aforesaid stand taken by learned counsel for respondent-complainant, present petition has been rendered infructuous and disposed of as such.

It is made clear that in case respondent No.2-complainant does not withdraw the complaint, petitioner shall be at liberty to revive this petition.

(HARI PAL VERMA)
JUDGE

07.12.2016
sanjeev

Whether speaking/reasoned
Whether Reportable:

Yes/No.
Yes/No.