

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

**CRM-M-19306-2015
Date of decision: 30.05.2018**

Rajender and others

...Petitioners

Versus

State of Haryana and others

...Respondents

CORAM: HON'BLE MR. JUSTICE ARVIND SINGH SANGWAN

Present:- None for the petitioners.

Mr. Naveen Sheoran, DAG, Haryana.

ARVIND SINGH SANGWAN, J. (Oral)

This petition has been filed under Section 482 Cr.P.C. for quashing of complaint No. 185 of 30.04.2015 titled as “*Ajay vs. Rajender etc.*”, filed under Sections 107/150 Cr.P.C. (Annexure P-1) pending in the Court of Sub-Divisional Magistrate, Jind as well as summoning order dated 23.04.2015 (Annexure P-2) and subsequent order dated 29.04.2015 (Annexure P-3) passed by Sub-Divisional Magistrate, Jind – respondent No. 2 herein.

In compliance of the order dated 17.04.2018, Sh. Virender Singh Sehrawat, Sub-Divisional Magistrate, Jind is present in Court today and submits that the proceedings pending under Sections 107/150 Cr.P.C. (Annexure P-1) as well as summoning order dated 23.04.2015 (Annexure P-2) and order dated 29.04.2015 (Annexure P-3), passed by respondent No. 2, have ultimately resulted into dismissal of the aforesaid proceedings, vide order dated 26.05.2017, passed by Sub-Divisional Magistrate, Jind in the light of the order dated 17.04.2017 passed by Civil

Judge (Junior Divn.), Jind, vide which, the petitioner Om Parkash and others have withdrawn the civil suit. Copy of the orders dated 17.04.2017 and 26.05.2017 are taken on record as Mark 'A' and Mark 'B', respectively.

It is further submitted that the petitioners and others, who had filed the Civil Suit bearing No. 384 of 2015 against respondent No. 3 Ajay son of Satyanand, have withdrawn the said civil suit by making a statement that the proceedings under Section 145 Cr.P.C., initiated at the instance of above said Ajay, stand dismissed from the Court of Sub-Divisional Magistrate, Jind and the proceedings under Sections 107/150 Cr.P.C. have also been settled and the suit property has been partitioned and all the parties are in possession of their respective share. In view of above statement of the petitioners, the said civil suit was dismissed as withdrawn.

It is, thus, submitted by the learned State counsel that this petition has become infructuous as the only prayer in this petition is for quashing of the aforesaid complaint filed under Sections 107/150 Cr.P.C. which has already been consigned to Record Room of the Court of Sub-Divisional Magistrate, Jind on 26.05.2017.

In view of above, the present petition is disposed of as infructuous.

30.05.2018

Waseem Ansari

(ARVIND SINGH SANGWAN)
JUDGE

Whether speaking/reasoned

Yes/No

Whether reportable

Yes/No