

**116-4 IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH**

CRM-M-31760-2021

Date of decision-13.09.2021

M/S Raheja Developers Ltd.

...Petitioner

Vs.

State of Haryana and another

...Respondents

CORAM:- HON'BLE MR. JUSTICE MANOJ BAJAJ

Present: Mr. Gurmohan Singh Bedi, Advocate for the petitioner.
Mr. Sukhdeep Parmar, DAG, Haryana.
Mr. Gagandeep Singh, Advocate for respondent No.2.

MANOJ BAJAJ, J.

This petition has been filed under Section 482 Cr.P.C for quashing the order dated 02.07.2021 (Annexure P-12), whereby petitioner/company was declared proclaimed person in complaint No.73138 dated 09.08.2019 bearing CIS No.38791 of 2019, titled “Manmohan Krishan Dang Vs. M/s Raheja Developers Ltd. and others” registered under Sections 138, 141, 142 and 143-A Negotiable Instruments Act, 1881 and Section 357 Code of Criminal Procedure, 1973 as well as the orders dated 14.07.2021 and 26.07.2021 (Annexures P-17 and P-18, respectively) and all the consequential proceedings arising therefrom.

Learned counsel for the petitioner has submitted that the dispute between the parties has been amicably settled and the subject criminal complaint already stands withdrawn by the complainant/respondents.

Learned State counsel and learned counsel appearing on behalf of respondent No.2 do not dispute the above fact.

Learned counsel for the petitioner has produced the copy of the order dated 10.09.2021 and states that not only the order dated 02.07.2021 stands recalled but the above mentioned criminal complaint has also been withdrawn by the complainant. The order dated 10.09.2021 reads as under:-

“Heard. In view of the statement made by counsel for the complainant, the present complaint stands dismissed as withdrawn. Accused stands acquitted as per provision of Section 257 of Code of Criminal Procedure.

Property(s) of applicant/accused which was ordered to be attached under proceedings under Section 83 CrPC vide order dated 02.07.2021 is ordered to be released forthwith and the proceeding under Section 83 of the Code stands dropped. The order dated 02.07.2021 through which accused No.1, 3 to 6 & 9 to 12 were declared Proclaimed Person also stands recalled in view of the acquittal of the accused persons under Section 257 of the Code. Copy of this order be sent to the concerned authorities for immediate and necessary compliance. File be consigned to record room after due compliance.”

In view of the above, nothing survives for adjudication in this petition and the same is rendered infructuous.

Ordered accordingly.

Consequently, all the pending miscellaneous applications are also disposed off.

(MANOJ BAJAJ)
JUDGE

13.09.2021

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Whether speaking/reasoned :
Whether Reportable :

Yes	No
Yes	No