

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

**CRM-M No.42875 of 2017 (O&M)
Date of Decision:- 31.05.2022**

Viva D-Mohit International and others

....Petitioners

Vs.

State of Haryana and another

....Respondents

CORAM: HON'BLE MR. JUSTICE KARAMJIT SINGH

Present:- Mr. Ajay Kalra, Advocate
for the petitioner.

Mr. Gaurav Bansal, AAG, Haryana.

Mr. Navjot Singh, Advocate for
Mr. Jagdish Manchanda, Advocate
for respondent No.2.

KARAMJIT SINGH, J.

The present petition has been filed by the petitioners seeking quashing of order dated 05.09.2016 (Annexure P-7) passed by Judicial Magistrate 1st Class, Panipat in CC No.1390 of 2014 under Section 138 of Negotiable Instruments Act, whereby the petitioners No.2 and 3 were declared as proclaimed persons and all other consequential proceedings arising thereof.

Today Mr. Navjot Singh Sidhu, Advocate appeared on behalf of respondent No.2 and submits that in the aforesaid criminal complaint titled M/s Venus Exports Vs. Vivi 'D' Mohit International, the matter has been compromised and accordingly, the criminal complaint stands disposed of being withdrawn.

The counsel for respondent No.2 further submits that respondent No.2 is having no objection if the impugned order is set aside. The counsel further submits that the petitioners had put in their appearance before the trial Court on the basis of order of interim bail passed by this Court.

The reply by way of affidavit of Vijender Singh, Deputy Superintendent of Police, filed on behalf of respondent No.1 is ordered to be taken on record. The State counsel otherwise submits that the State has got no concern with the aforesaid private criminal complaint.

In view of the above, as the petitioners joined the proceedings before the trial Court on the basis of order of interim bail passed by this Court and the parties have effected compromise and the criminal complaint filed under Section 138 of Negotiable Instruments Act, stands disposed of, the present petition deserves to be disposed of.

Consequently, the impugned order dated 05.09.2016, Annexure P-7, passed by Court of Judicial Magistrate 1st Class,

Panipat in CC No.1390 of 2014 under Section 138 of Negotiable Instruments Act, is hereby set aside.

31.05.2022

P. Chawla

(KARAMJIT SINGH)
JUDGE

Whether reasoned / speaking? Yes / No

Whether reportable? Yes / No