

IN THE HIGH COURT OF PUNJAB AND HARYANA

AT CHANDIGARH

CRM-M-31508-2020

Reserved on: 20.04.2022

Pronounced on: 21.04.2022

Sunil Kumar

...Petitioner(s)

Versus

State of Haryana & another

...Respondent(s)

CORAM: HON'BLE MR. JUSTICE ANOOP CHITKARA

Present:- Mr. Sanjeev Kodan, Advocate
for the petitioner.

Mr. Rajat Gautam, DAG, Haryana.
None for respondent no.2.

ANOOP CHITKARA, J.

Seeking quashing of order dated 19.07.2019 (Annexure P-3) and FIR No.146 dated 15.2.2020 under Sections 174A IPC registered at Police Station Baldev Nagar, District Ambala, pursuant to the petitioner's being declared as proclaimed offender in a complaint filed under Section 138 of the Negotiable Instruments Act, 1881, he has come up before this Court .

Vide order dated 19.7.2019, learned Judicial Magistrate Ist Class, Ambala had declared the petitioner - Sunil Kumar and one Satvir Singh as proclaimed offender and aforesaid FIR was registered against them under Section 174A IPC.

Subsequently, vide order dated 28.08.2020 passed by Judicial Magistrate Ist Class, Ambala, the complainant withdrew the complaint and thus, the complaint in question was dismissed as withdrawn and both the accused were discharged. Since the complaint for which presence of the petitioner-accused was being sought on his being proclaimed offender stands withdrawn, as such, no purpose would suffice to continue with the aforesaid FIR.

Given above, the order dated 19.07.2019 (Annexure P-3) is set aside and the FIR No.146 dated 15.2.2020 under Sections 174A IPC registered at Police Station Baldev Nagar, District Ambala is hereby quashed *qua* the petitioner.

Accordingly, the petition is allowed. All pending applications, if any, shall stand disposed of.

(ANOOP CHITKARA)
JUDGE

April 21, 2022
AK

Whether speaking/reasoned:	Yes
Whether reportable:	No.