

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CRM-M-44325-2019 (O&M)
Reserved on: 22.08.2022
Date of Pronouncement: 25.08.2022

Akash Joshi & another
...Petitioner (s)
Versus
State of Haryana & another
...Respondent(s)

CORAM: HON'BLE MR. JUSTICE ANOOP CHITKARA

Present:- Mr. Abhimanu, Advocate for
Mr. Rajesh Lamba, Advocate
for the petitioner(s).

Mr. Rajat Gautam, DAG, Haryana.

ANOOP CHITKARA, J.

FIR No.	Dated	Police Station	Sections
1432	1.8.2019	Shivaji Nagar, District Gurugram	174-A IPC

Seeking quashing of aforesaid FIR, the accused have come up before this court under Section 482 CrPC.

2. After dishonour of cheque handed over by the petitioners to second respondent, the second respondent had filed a complaint against the petitioners under section 138 of Negotiable Instruments Act, 1881.
3. The accused could not be served through the ordinary process, including summons, bailable warrants, and even non-bailable warrants. The concerned court finally proceeded against the petitioners under section 82 of CrPC and declared the petitioners as proclaimed offenders vide aforesaid order.

4. After issuance of proclamation, the matter got settled between the parties. The factum of compromise was recorded by Ld. Trial Court in its order dated 13-09-2019. Vide order dated 14-09-2019 the complaint was dismissed as withdrawn.

5. The primary matter stands dismissed as withdrawn; there is no justification for continuing the ancillary proceedings under section 174-A IPC. Consequently, in the facts and circumstances peculiar to this case, the petition is allowed, the above captioned FIR mentioned above is quashed *qua* the petitioners. All pending warrants stand canceled, and further proceedings are also quashed.

Petition allowed. All pending applications, if any, stand closed.

(ANOOP CHITKARA)
JUDGE

August 25, 2022
AK

Whether speaking/reasoned:	Yes
Whether reportable:	No.