

IN THE HIGH COURT OF PUNJAB AND HARYANA AT CHANDIGARH

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CRM-M-2292-2023

Date of Decision: 12.07.2023

Paramjit Singh Bhatti

....Petitioner(s)

VERSUS

Dev Raj Bhatia

....Respondent(s)

CORAM: HON'BLE MR. JUSTICE VIKAS SURI

Present: Mr. Sachin Jain, Advocate for the petitioner.

VIKAS SURI, J. (Oral)

1. The instant petition has been preferred under Section 482 Cr.P.C. for quashing of complaint No.5034/2013 dated 25.05.2013 (Annexure P-1) under Section 138 of the Banking Public Financial Institution and Negotiable Instrument Laws (Amendment) Act, 1988.

2. Learned counsel for the petitioner submits that during the pendency of present petition, the complainant suffered a statement before the trial Court and has withdrawn the complaint. Resultantly, the petitioner has been acquitted in the said complaint and bail bonds and surety bond furnished by the accused (petitioner) were also discharged.

3. Order dated 03.06.2023 passed by the trial Court reads as under:-

“File put up before me being Duty Magistrate as learned Presiding Officer is availing summer vacations w.e.f. 01.06.2023 to 15.06.2023.

Complainant-Dev Raj came present and suffered statement that today, he has received the remaining amount of Rs.5,40,000/- through demand draft dated 02.06.2023 bearing

No.512933 of Punjab and Sind Bank from accused-Pramjit Singh Bhatti, as per his statement dated 08.05.2023 and now, nothing is due towards accused Paramjit Singh Bhatti on his behalf and as such, he withdraws the present complaint and the same may kindly be dismissed as withdrawn and he has no objection if the accused be released from the custody in this case.

In view of the statement suffered by the complainant-Dev Raj, the present complaint stands dismissed as withdrawn.

Accordingly, accused is acquitted in the present complaint and the bail bonds and surety bond furnished by the accused are also discharged.

Necessary intimation to the Superintendent of concerned Jail be’ sent with the direction that accused-Paramjit Singh Bhatti be released from custody, if he is not required in any other case.

File be consigned to the record room, after due compliance.”

4. In light of the above, learned counsel for the petitioner submits that the present petition has been rendered infructuous and be disposed of accordingly.
5. Disposed of as having been rendered infructuous.

(VIKAS SURI)

JUDGE

July 12, 2023

Sachin M.

Whether speaking/reasoned	Yes/No
Whether reportable	Yes/No