

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

CRM-M No.11478 of 2023
Date of decision: 9th March, 2023

Manoj Kumar Aggarwal

... Petitioner

Versus

State of Haryana

... Respondent

CORAM: HON'BLE MRS. JUSTICE MANJARI NEHRU KAUL

Present: Mr. Nipun Vashist, Advocate for the petitioner.

MANJARI NEHRU KAUL, J. (ORAL)

The instant petition has been filed under Section 482 Cr.P.C. for quashing of FIR No.645 dated 21.09.2018 (Annexure P-1) under Section 174-A IPC registered at Police Station Shivaji Nagar, District Gurugram along with all consequential proceedings arising therefrom.

Learned counsel appearing on behalf of the petitioner submits that subsequent to registration of the FIR in question, the complainant had withdrawn the complaint filed under Section 138 of the Negotiable Instruments Act, 1881. It has been further submitted that the petitioner had joined the investigation. He thus submits that in the circumstances, continuation of the FIR (Annexure P-1) and consequential proceedings arising therefrom would not serve any useful purpose, and thus, the FIR in question be quashed.

Notice of motion.

At the asking of Court, Mr. Chetan Sharma, Assistant Advocate General, Haryana, who is present in Court, accepts notice on behalf of the respondent/State. Let a copy of the paper book be supplied to him.

I have heard learned counsel for the parties and perused the relevant material on record.

In the light of submissions made by learned counsel representing the petitioner together with the fact that since the original complaint under Section 138 of the Negotiable Instruments Act, 1881 already stands withdrawn, this Court deems it appropriate to quash the criminal proceedings in the instant case. Accordingly, the petition is allowed, and the FIR (Annexure P-1) and all consequential proceedings arising out of it, are quashed subject to payment of costs in the sum of ₹ 10,000/- to be deposited with the Punjab & Haryana High Court Legal Services Committee.

(MANJARI NEHRU KAUL)
JUDGE

March 9, 2023

rps

Whether speaking/reasoned
Whether reportable

Yes/No
Yes/No