

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

204

2023:PHHC:089912

CRM-M-13862-2019

Date of decision: July 18th, 2023

Parveen Kumar and another

.....Petitioners

Versus

State of Punjab

.....Respondent

CORAM: HON'BLE MRS. JUSTICE MANJARI NEHRU KAUL

Present : Mr. S.P. Laler and Mr. Shubham Saroha, Advocates
for the petitioners.

Mr. Amit Rana, Senior Deputy Advocate General, Punjab.

MANJARI NEHRU KAUL, J. (ORAL)

The instant petition has been filed under Section 482 Cr.P.C. for quashing of FIR No.167 dated 23.11.2016 (Annexure P-1) under Section 174-A of the IPC registered at Police Station Amloh, District Fatehgarh Sahib and the order dated 25.04.2016 declaring the petitioners as proclaimed persons.

2. Learned counsel for the petitioners submits that in this case, a compromise has been effected and pursuant to the compromise, the accused were discharged. A prayer, therefore, has been made that in the aforementioned facts and circumstances, no purpose would be served by prosecuting the petitioners under Section 174-A IPC. In support of his submissions, learned counsel has placed reliance upon the judgment of this Court in ***Sher Singh vs. State of Haryana (CRM-M-11846-2023) decided on 09.03.2023*** wherein in identical facts and circumstances, the FIR registered under Section 174-A of the IPC against the petitioner was quashed.

3. Learned State counsel has also not disputed the submissions made by the counsel opposite qua the matter having been compromised and, thereafter, the petitioners/accused having been discharged by the trial Court.

4. Heard learned counsel for the parties and perused the relevant material on record.

5. The petitioners were declared a proclaimed persons in a complaint case under Section 138 of the NI Act. Admittedly, on an application moved by the petitioners for compounding the offence, the same was allowed and petitioners/accused were discharged. Hence, continuation of criminal proceedings for offence under Section 174-A of the IPC would serve no useful purpose.

6. Accordingly, the present petition is allowed and FIR registered under Section 174-A of the IPC and all consequential proceedings arising therefrom are quashed qua the petitioners.

July 18th, 2023

Puneet

**(MANJARI NEHRU KAUL)
JUDGE**

Whether speaking/reasoned : Yes

Whether reportable : No