

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CRM-M-51666-2022 (O&M)
Reserved on: 13.02.2023
Pronounced on: 11.04.2023

Mukund Karwa @ Mukund Subhash Karwa
... Petitioner(s)
Versus
M/s India Infoline Finance & others
...Respondent (s)

CORAM: HON'BLE MR. JUSTICE ANOOP CHITKARA
Present:- Mr. Sanjay Verma, Advocate
for the petitioner(s).

ANOOP CHITKARA, J.

Criminal Complaint	328 dated 12.1.2017 under Sections 138, 141, 122 of the Negotiable Instruments Act read with Section 200 CrPC, District Gurugram. Date of Decision: 2.4.2022
-----------------------	---

Seeking quashing of proclamation order dated 17.11.2021 (Annexure P-2) with further direction to the concerned police station not to initiate proceedings under section 174-A of IPC, the accused has come up before this court under Section 482 of the Code of Criminal Procedure, 1973 (CrPC).

2. Petitioner was arraigned as an accused in the above captioned matter. On failure to serve the petitioner through the ordinary process, including summons, bailable warrants, and even non-bailable warrants, the concerned court finally proceeded against the petitioner under section 82 of CrPC and declared the petitioner a proclaimed offender vide order dated 17-11-2021.

3. Vide order dated 02-04-2022 passed by Ld. JMFC Gurugram, the complaint was dismissed as withdrawn as a sequel to the compromise and receipt of entire amount by the complainant.

4. Given the compromise and withdrawal of complaint, the impugned order of proclamation dated order dated 17-11-2021 passed by Id. JMFC Gurugram, in this matter is set aside and consequently, any proceedings arising out of the same under Section 174A IPC, if any, stands quashed.

Petition allowed in the terms mentioned above. All pending application(s), if any, shall stand disposed of.

(ANOOP CHITKARA)
JUDGE

April 11, 2023
AK

Whether speaking/reasoned	:	Yes
Whether reportable	:	No