

2023:PHHC:163937

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

205

CRM-M-58257-2023

Date of Decision : **December 20, 2023**

GURWINDER SINGH

.....Petitioner

VERSUS

STATE OF PUNJAB AND ANOTHER

.....Respondents

CORAM: HON'BLE MR. JUSTICE KULDEEP TIWARI

Present : Mr. Anupam Bhardwaj, Advocate
for the petitioner.

Mr. Karunesh Kaushal, AAG, Punjab.

KULDEEP TIWARI. J.(Oral)

1. The instant petition has been filed under Section 482 Cr.P.C. for quashing of order dated 18.8.2022 (Annexure P-3) passed by the learned Judicial Magistrate 1st Class, Amritsar in complaint bearing CNR No.PBAS030173462019 titled as “Punjab National Bank Vs. Gurvindder Singh etc.” under Section 138 of the Negotiable Instruments Act, 1881 vide which the petitioner was declared as a proclaimed person as well as FIR No.152 dated 6.9.2022 (Annexure P-1) under Section 174-A IPC, registered at Police Station Majitha, District Amritsar Rural alongwith all consequential proceedings arising out thereto.

2. Learned counsel appearing on behalf of the petitioner submits that subsequent to registration of the FIR in question, the parties had settled their differences and have arrived at an amicable

settlement, as a result of which the complaint under Section 138 of the Negotiable Instruments Act, 1881 stood withdrawn by the complainant. In support, learned counsel has drawn the attention of this Court to the order dated 3.11.2023 passed by learned Judicial Magistrate 1st Class, Amritsar. He further submits that in the present circumstances, the continuation of the FIR (Annexure P-1) and subsequent proceedings arising therefrom would not serve any useful purpose, and thus, the same be quashed.

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

4. In the light of submissions made by learned counsel representing the petitioner, together with the fact that since the original complaint has already stands withdrawn, this Court deems it appropriate to quash the criminal proceedings in the instant case.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.

(KULDEEP TIWARI)
JUDGE

December 20, 2023
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Whether speaking/reasoned. : Yes/No
Whether Reportable. : Yes/No