

IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH

214-3

CRM-M-3530-2024

Date of decision:06.03.2024

Beant Singh

....Petitioner

V/s

State of Punjab and another

....Respondents

CORAM: HON’BLE MR. JUSTICE SUMEET GOEL

Present: Mr. Bhanu Pratap Singh, Advocate for the petitioner.
Mr. Anup Singh AAG Punjab.
Mr. Mohit Thakur, Advocate for respondent No.2-complainant.

SUMEET GOEL, J. (Oral)

1. On 01.02.2024, the following order was passed:

“Learned counsel for the petitioner, inter alia contends, that even before the issuance of notice to the present petitioner on 25.02.2022, the petitioner had already gone abroad to Riyadh on 22.01.2020 and has thereafter returned to India on 10.10.2023 & the entries in his Passport clearly show that the petitioner was not in India during the entire time when proclamation proceedings were undertaken against him.

Notice of motion,

At the asking of the Court, Mr. Adhiraj Singh, AAG, Punjab accepts notice for respondent-State of Punjab. He seeks and is granted time to complete instructions and to file reply, if required.

Adjourned to 22.02.2024.

Till the next date of hearing, operation of the impugned order dated 31.10.2022 (Annexure P-11) shall remain stayed.”

2. Learned counsel for the petitioner has submitted that the complaint in question i.e. complaint bearing No.COMA No.168 of 2016 filed under Section 406, 498-A and 323 read with Section 34 IPC has been dismissed as withdrawn (as having been compromised between the parties)

vide order dated 26.02.2024 passed by Judicial Magistrate Ist Class, Payal, District Ludhiana, Punjab.

- 4. Learned counsel for respondent No.2-complainant does not controvert the aforesaid statement.
- 5. Heard learned counsel for the parties.
- 6. Keeping in view the entirety of facts and circumstances of the case, the impugned order dated 31.10.2023 is hereby quashed.
- 7. Pending application(s), if any, shall also stand disposed off.

(SUMEET GOEL)
JUDGE

March 06, 2024
Ajay

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