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

CRM-M-29398-2019

Date of Decision : 25-04-2024

Aman Syal

.....Petitioner(s)

Versus

State of Haryana and another

.....Respondent(s)

CORAM: HON'BLE MR. JUSTICE PANKAJ JAIN

Present:- None for the petitioner

Mr. Ramesh Kumar Ambavta, AAG Haryana.

Mr. Vipul Sharma, Advocate
For respondent No.2.

PANKAJ JAIN, J. (Oral)

1. Present petition has been filed under Section 482 of the Cr.P.C. seeking quashing of the complaint bearing No.COMI/0074583/2014 dated 11.03.2014 registered for the offences punishable under Sections 406/420/506 of IPC, 1860 titled as Vivek Ranjan Vs. Aman Syal (Annexure P/1) and summoning order dated 06.01.2016 (Annexure P/6).

2. Petitioner was earlier in time represented by Ms. Sharmila Sharma, Advocate. On 15.11.2023, she withdrew her power of attorney. Notice was issued to the petitioner for 21.02.2024. On 21.02.2024, following order was passed:-

“As per office report, notice could not be served upon the petitioner as he is reported to have sold the house and left the given address about 4-5 years back.

State counsel is directed to ascertain as to whether the petitioner is traceable through SHO of the concerned Police.

Adjourned to 25.04.2024. “

3. Today, Status report by way of affidavit of Mukesh Kumar, HPS, Assistant Commissioner of Police, City, Gurugram on behalf of respondent-State has been filed. Para No.4 and 5 of the same reads as under:-

“4. That in compliance of the directions so passed by this Hon'ble Court, the local police reached at the address as provided by the petitioner in the present petition, however, the petitioner was not found on the given address. Rather it transpired that the property comprised in House No. 5110 at DLF Phase IV, Gurugram had been purchased on 21.01.2019 by one Gunita Kaur w/o Hargurmeet Singh and thereafter, residential house had been constructed by said Gunita over the said land and it as apprised that the petitioner was not acquainted with the said Gunita

5. That further, from the perusal of the pleadings of the petition it transpired that it had been alleged that the petitioner was running a proprietorship firm having its office at Plot No. 824, Udyog Vihar, Phase V, Gurugram. Accordingly, the said premise was also visited and the Police Team was met with by Anurag Raheja s/o Prashant Raheja, being the occupant of the said plot. He apprised the police party that he was running his spices business on the said premises for the past 10 years and he was not acquainted with the petitioner either.”

4. In view of the above, present petition is dismissed for want of prosecution.

25-04-2024

spn

(PANKAJ JAIN)
JUDGE

Whether speaking/reasoned Yes
Whether Reportable : No