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

**CRM-M-32127-2023 (O&M)
Date of decision : 06.03.2024**

Antar Singh

...Petitioner(s)

Versus

State of Haryana and another

...Respondent(s)

CORAM: HON'BLE MR. JUSTICE MAHABIR SINGH SINDHU

Present: Mr. Zorawar Singh, Advocate,
for Mr. Jitender K. Sehrawat, Advocate,
for the petitioner.

Mr. Praveen Bhadu, AAG, Haryana.

MAHABIR SINGH SINDHU, J.

Present petition has been filed under Section 482 Cr.P.C. praying for quashing of impugned order dated 25.05.2023 (P-2) passed by learned Judicial Magistrate First Class, Jhajjar; whereby, petitioner was declared as 'proclaimed person' in complaint No.COMA-140-2018, under Section 138 of the Negotiable Instruments Act, 1881, titled as 'Sandeep Vs. Antar Singh'.

2. Status report filed by way of affidavit dated 05.03.2024 of Mr. Sajjan Singh, HPS, Deputy Superintendent of Police, Law & Order, Hisar is taken on record. Copy thereof supplied to the other side.

Registry to do the needful.

3. This Court, while issuing notice of motion on 06.07.2023, passed the following order:-

“Contends inter alia that out of total cheque amount of ₹ 80,000/-, petitioner has already paid an amount of ₹ 50,000/- to the complainant and for remaining amount of ₹ 30,000/-, he has got prepared the Demand Draft dated 03.07.2023 (P-4).

Notice of motion for 31.08.2023.

Notice regarding interim stay as well.

Till the next date of hearing, further proceedings before learned trial Court shall remain stayed.”

4. Learned counsel for the petitioner submits that now the matter has been amicably settled between the parties, i.e. petitioner as well as respondent No.2; and as a result thereof, complaint filed by respondent No.2 was withdrawn on 05.09.2023 (Mark X). For reference, aforesaid order reads as under:-

“Complainant has appeared and suffered a statement that in the present case, all recovery has been effected from the accused, therefore, complainant does not want to pursue further with the present complaint and he withdraws the same. Heard. In view of the statement given by the ld. Counsel for the applicant, the present application stands dismissed being withdrawn. File be consigned to record-room after due compliance.

Announced in Daily Lok Adalat

Date of order: 05.09.2023

*Sd/-
JMIC/Jhajjar.
UID No.HR-0417”*

5. Learned counsel for the petitioner has apprised the Court that no FIR under Section 174 A of the IPC was registered against him.

Moreover, perusal of affidavit filed today also reveals that petitioner is not facing any other criminal case.

6. In view of the above, although, the impugned order dated 25.05.2023 shall pale into insignificance, but as an abundant caution, the same is quashed and set aside.

7. Consequentially, present petition is disposed off.

8. Pending application(s), if any, shall also stand disposed off.

06.03.2024
atulsethi

(MAHABIR SINGH SINDHU)
JUDGE

Whether speaking / reasoned :	Yes	No
Whether Reportable :	Yes	No