

CRM-M No. 64578 of 2024

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IN THE HIGH COURT OF PUNJAB AND HARYANA AT CHANDIGARH

CRM-M No. 64578 of 2024

Date of Decision: 20.12.2024

Manbir Singh @ Manvir Singh

...Petitioner

Versus

State of Haryana and another

...Respondents

CORAM: HON'BLE MR. JUSTICE ANOOP CHITKARA

Present: Mr. K.S. Virk, Advocate
for the petitioner.

Mr. Vikrant Pamboo, Sr. D.A.G., Haryana (through V.C.).

Ms. Payal Sharma, Advocate
for respondent No.2.

ANOOP CHITKARA, J.

FIR No.	Dated	Police Station	Sections
548	20.10.2022	Sadar Sirsa, District Sirsa	174-A IPC

Seeking quashing of order dated 12.10.2022 and consequent aforesaid FIR, the accused has come up before this court under Section 528 BNSS, 2023.

2. After dishonour of cheque handed over to Rai Singh by the petitioner, he had filed a complaint against the petitioner under section 138 of Negotiable Instruments Act, 1881.
3. The accused-petitioner could not be served 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 person vide order dated 12.10.2022.
4. After issuance of proclamation, the matter was settled between the parties. The factum of compromise was recorded by Ld. Trial Court in its order dated 03.10.2024. Vide order dated 03.10.2024, the complaint was dismissed as withdrawn and the order of proclamation was recalled.



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5. In paragraph 7 of the petition, the petitioner explains that he was arrested in another case and was produced before the trial Court where he came to know about the pendency of the present case. In the case's factual background, I am satisfied with the explanation offered. The primary matter stands dismissed as withdrawn; there is no justification for continuing the ancillary proceedings under section 174-A IPC.

6. Consequently, in the facts and circumstances peculiar to this case, the petition is allowed, the impugned order and consequent above captioned FIR (Annexure P-4) and all consequential proceedings arising therefrom are quashed. Bail bonds/surety bonds, if any stands discharged.

Petition allowed. All pending applications, if any, stand closed.

(ANOOP CHITKARA)
JUDGE

20.12.2024
Jyoti Sharma

Whether speaking/reasoned:	Yes
Whether reportable:	No.