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IN THE HIGH COURT OF PUNJAB & HARYANA
AT CHANDIGARH

2025:PHHC:151338



CRM-M-36911-2024 (O&M)
Date of decision: 03.11.2025.

ANSHUL GOYAL

...Petitioner(s)

VERSUS

STATE OF HARYANA AND ANOTHER

...Respondent(s)

CORAM : HON'BLE MR. JUSTICE VINOD S. BHARDWAJ

Present :- Mr. Aman Priye Jain, Advocate,
for the petitioner

Ms. Chhavi Sharma, AAG, Haryana.

Mr. Vineet Sehgal, Advocate,
for respondent No.2-complainant.

VINOD S. BHARDWAJ, J. (Oral)

Seeking quashing of FIR bearing No.676 dated 04.03.2020 registered under Section(s) 174-A of the Indian Penal Code, 1860 at Police Station Shivaji Nagar, Gurugram and all the consequential proceedings arising therefrom, the instant petition has been filed.

2 Mr. Vineet Sehgal, Advocate, enters appearance and files power of attorney on behalf of respondent No.2-complainant. He submits that there

is no necessity of filing a reply in the present case.

3 Reply filed on behalf of the respondent No.1-State is taken on record.

4 Learned counsel appearing on behalf of the petitioner submits that the aforesaid FIR had been registered pursuant to the order dated 19.09.2019 passed in proceedings NACT-6956 of 2017 titled as 'M/s India Infoline Finance Limited Vs. Anshul Goyal' under Section 138 of the Negotiable Instruments Act, 1881 by the respondent No-2-complainant whereby the petitioner was declared as a proclaimed person. He submits that matter was settled amongst the parties and the dispute has been resolved. The complaint was thereafter withdrawn by the complainant. He submits that since the main complaint filed under Section 138 of the Negotiable Instruments Act, 1881 already stands dismissed as withdrawn, the present petition deserves to be allowed and the aforesaid FIR along with all the consequential proceedings be quashed.

5 Learned counsel appearing on behalf of the respondent No.2-complainant does not dispute that the dispute had been settled and that the complaint case itself stands withdrawn. He submits that they have no objection if the present petition is allowed.

6 State counsel also does not have any serious objection to the same.

7 I have heard learned counsel for the parties and have gone through the documents. Counsel for the parties do not dispute that the parties have already compromised the matter and the complaint case bearing No. NACT-6956 of 2017 titled as 'M/s India Infoline Finance Limited Vs.

Anshul Goyal' has already been withdrawn on 17.04.2023. Continuation of proceedings that arise from the complaint under Section 138 of the 1881 and were aimed at securing the presence of the petitioner, after the principal dispute itself has been resolved would be a drain on judicial time. The object of the order and the proceedings being subservient to the main proceedings and intended to conclude the proceedings, incarceration for ancillary and incidental proceedings would as a deterrent to dispute resolution as well.

8 Having heard the learned counsel for the parties and noticing that the main case filed under Section 138 of the Negotiable Instruments Act, 1881 by the respondent No.2-complainant already stands withdrawn, I am of the opinion that continuance of the proceedings pursuant to order dated 19.09.2019 culminating into registration of FIR bearing No.676 dated 04.03.2020 registered under Section(s) 174-A of the Indian Penal Code, 1860 at Police Station Shivaji Nagar, Gurugram and all the consequential proceedings arising therefrom are not likely to advance any substantial interest of justice.

9 Consequently, the present petition is allowed. The order dated 19.09.2019 declaring the petitioner a proclaimed person along with consequential FIR bearing No.676 dated 04.03.2020 registered under Section(s) 174-A of the Indian Penal Code, 1860 at Police Station Shivaji Nagar, Gurugram and all the consequential proceedings arising therefrom, are hereby quashed

November 03, 2025.
raj arora

(VINOD S. BHARDWAJ)
JUDGE

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