



IN THE HIGH COURT OF PUNJAB AND HARYANA AT  
CHANDIGARH

CRM-M-40572-2025

Date of decision :30.07.2025

SONU SHAH

... Petitioner

Versus

NAVEEN MAHIPAL

...Respondent

CORAM: HON'BLE MR. JUSTICE JASJIT SINGH BEDI

Present: Mr. Pavan Malik, Advocate  
for the petitioner.

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**JASJIT SINGH BEDI, J. (ORAL)**

The prayer in the present petition under Section 528 BNSS, 2023 is for quashing of the order dated 07.03.2025 (Annexure P-4) passed by the Illaqa Magistrate Faridabad whereby the complaint instituted under Section 138 of the Negotiable Instruments Act has been withdrawn purportedly on the basis of a compromise.

The learned counsel for the petitioner contends that without any instructions, the counsel for the complainant has withdrawn the instant complaint and therefore, the said order is liable to be quashed.

I have heard the learned counsel for the petitioner.

In a complaint case, the withdrawal of complaint would amount to acquittal and therefore, the petitioner is at liberty to file an appeal before the Sessions Court in view of the judgments in *Kalpna Tyagi Vs. Sneh Lata Sharma, 2003(3) RCR (Criminal) 340* and *M/s. Celestium Financial vs. A. Gnanasekaran Etc., 2025(3) RCR (Criminal) 208* and *Satish Kumar vs. Jugal Kishor in CRM-A-277-MA-2016 decided on 02.07.2025*.

Disposed of.

(JASJIT SINGH BEDI)  
JUDGE

30.07.2025  
JITESH

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