



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

CRM-M-44512-2025
Date of decision: 18.08.2025

AJIT CHANDELA

...Petitioner

VERSUS

STATE OF HARYANA

...Respondent

CORAM: HON'BLE MR.JUSTICE SUBHAS MEHLA

Present: Mr. Gagandeep Sanwal, Advocate for
 Mr. Vikas Singh Chawra, Advocate for the petitioner.

 Mr. Karan Veer Singh, Sr. DAG, Haryana.

SUBHAS MEHLA, J. (Oral)

1. The present petition has been filed by petitioner seeking quashing of order dated 16.08.2022 (Annexure P-1) passed by the Court of Judicial Magistrate, Ist Class, Hansi in a criminal complaint NACT/49/2019 titled as Yash Bhairo Vs. Ajit Chandela etc., under Section 138 of Negotiable Instruments Act whereby the petitioner was declared as proclaimed person in the aforesaid criminal complaint and FIR No. 117 dated 18.03.2023 (Annexure P-2) lodged under Section 174-A IPC at Police Station Narnaund, District Hansi.

2. Counsel for the petitioner submits that petitioner was not aware about the pendency of the aforesaid criminal complaint and was wrongly declared as proclaimed person vide order dated 16.08.2022



(Annexure P-1). Now petitioner entered into a compromise with complainant/respondent No.2 and on the basis of the said compromise, the aforesaid criminal complaint was withdrawn by complainant; vide order dated 14.05.2025 (Annexure P-4). Counsel for the petitioner further submits that in view of the order (Annexure P-4), the impugned order (Annexure P-1) and FIR (Annexure P-2) are not sustainable and deserve to be quashed.

3. Notice of motion.

4. Mr. Karan Veer Singh, Sr. DAG, Haryana accepts notice on behalf of the State and submits that the instant petition be disposed of in the light of compromise effected between petitioner and respondent No.2.

5. Admittedly, impugned order dated 16.08.2022 (Annexure P-1) whereby the petitioner has been declared as proclaimed person and registration of FIR (Annexure P-2) under Section 174-A IPC are off shoot of the aforesaid criminal complaint filed by respondent No.2 against the petitioner under Section 138 NI Act. It appears that now matter has been compromised and respondent No.2 has withdrawn aforesaid criminal complaint against the petitioner vide order dated 14.05.2025 (Annexure P-4). It being so, the impugned order dated 16.08.2022 (Annexure P-1) and FIR (Annexure P-2) registered under Section 174-A IPC are not sustainable in the eye of law and even otherwise continuation of Annexure P-1 and P-2 will amount to abuse of the process of Court and that of law.



6. In light of the above, the present petition is hereby allowed and impugned order dated 16.08.2022 (Annexure P-1) and impugned FIR No. 117 dated 18.03.2023 (Annexure P-2) lodged under Section 174-A IPC at Police Station Narnaund, District Hansi and all subsequent proceedings are hereby quashed qua the petitioner subject to costs of Rs.20,000/- to be deposited by the petitioner with the District Legal Services Authority concerned.

18.08.2025
Priyanka Thakur

(SUBHAS MEHLA)
JUDGE

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