

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

Crl. Appeal S-291-SB of 2003
Date of Decision : April 01, 2015

Bahadur Singh (dead) through his LRs

.....Appellant

VERSUS

State of Punjab

.....Respondent

CORAM: HON'BLE MR. JUSTICE T.P.S. MANN

Present : Mr. A.S.Salar, Advocate

Mr. Vikram Bishnoi, Asstt. A.G., Punjab

T.P.S. MANN, J.(Oral)

The appellant had filed the present appeal for challenging the judgment and order dated 25.1.2003 passed by the Special Judge, Patiala whereby he was convicted under Section 7 of the Prevention of Corruption Act, 1988 and sentenced to undergo rigorous imprisonment for 2½ years and to pay a fine of Rs. 5,000/- and in default of payment of fine, to further undergo rigorous imprisonment for three months.

During the pendency of the appeal, a miscellaneous application was preferred by the two daughters, son and wife of the appellant for leave to continue the appeal as the appellant had unfortunately expired on 9.11.2009. The said application was allowed on 11.1.2013 and leave was granted to the aforementioned near relatives of the appellant to continue the appeal.

Learned counsel for the near relatives of the appellant has submitted that they do not want to continue the appeal any further. Therefore, the appeal may be disposed of as having abated.

At the time of conviction of the appellant, he was ordered to pay a fine of Rs. 5,000/- in addition to undergoing imprisonment for 2½ years. The said amount of fine of Rs. 5,000/- was duly deposited as is apparent from the note given at the end of the impugned judgment and order. Under these circumstances, the challenge in the appeal only remains in respect of the sentence of imprisonment imposed upon him. As the near relatives of the appellant do not want to continue the appeal any further, this Court has no other option but to dispose of the appeal as having abated.

Ordered accordingly.

**(T.P.S. MANN)
JUDGE**

April 01, 2015
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