

**IN THE HIGH COURT OF PUNJAB & HARYANA AT
CHANDIGARH.**

CRM-M No.30356 of 2012

Date of Decision:-11.09.2015

Vijay Kumar Gupta.

.....Petitioner.

Versus

Sham Lal.

.....Respondents.

CORAM:- HON'BLE MR. JUSTICE JASWANT SINGH

Present:- Mr. Ravi Kamal Gupta, Advocate for the Petitioner.

JASWANT SINGH, J.(ORAL)

Present petitioner is stated to be running a hospital in Baazigar Basti, Dhuri and working as Vaid. A complaint no.56 dated 30.08.2007 (P-1) filed by the complainant Sham Lal, a newspaper correspondent with the allegations that a female foeticide by way of abortion was conducted on his neighbour Geeta Rani and due to negligence it resulted in her death on 30.05.2003. Upon tendering of pre summoning evidence of the husband of the deceased Geeta Rani, namely, Rajwinder Singh CW-5 and CW-1 to CW-4, summoning order dated 8.9.2009 (P-2) was issued by SDJM, Dhuri.

Subsequently, on the basis of alleged compromise dated 29.10.2011 (P-3) executed between the complainant and the petitioners, present petition seeking quashing of the complaint and the summoning order on the basis of the said compromise was filed.

This Court issued notice of motion vide order dated

08.10.2012 and there was no stay of further proceedings.

A perusal of the record reveals that after 13.01.2014 none appeared on behalf of the parties.

Learned Counsel for the petitioner submits that his client had retrieved the brief from his office way-back in the year 2013 and, therefore, he has recused from the case. It seems quite possible that the proceedings would be culminated one way or the other and, therefore, the petitioner perhaps has lost the interest in pursuing the present petition.

In view of the above, the present petition is hereby dismissed.

(JASWANT SINGH)
JUDGE

September 11, 2015
Vinay