

IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH

CRR No.2988 of 2013(O&M)

Date of Decision: 15.01.2015

Gurdev Singh

..... APPLICANT/PETITIONER

Versus

State of Haryana and others

..... RESPONDENTS

CORAM:- HON'BLE MRS.JUSTICE LISA GILL

Present: Mr. S.K. Monga, Advocate,
for the petitioner.

Mr. Pawan Girdhar, Addl.A.G. Haryana.

Mr. P.S. Jammu, Advocate,
for respondents No.2 to 6.

LISA GILL, J.(Oral)

CRM No.128 of 2015.

For the reasons mentioned in the application, the same is allowed subject to just exceptions and copy of the order dated 09.09.2014 passed by the Hon'ble Supreme Court in SLP (Crl) No. 3830 of 2013 and SLP (Crl.) No. 5017 of 2013 is taken on record.

Criminal Miscellaneous Application stands

disposed of.

CRR No. 2988 of 2013

Learned counsel for the petitioners submits that this petition challenging order dated 05.08.2013 passed by learned Additional Sessions Judge, Sirsa declining the application under Section 319 of the Code of Criminal Procedure has been rendered infructuous.

An application under Section 319 Cr.P.C. had been filed for summoning Basant Singh, Jaswant Singh and Gurmeet Singh as additional accused. The said application was dismissed vide impugned order primarily on the ground that the said persons had already been summoned in a private complaint. The said complaint stood clubbed with the case arising out of FIR No.151 dated 27.09.2010 under Sections 302, 201/34 IPC registered at Police Station Ellenabad vide order dated 24.01.2012 passed by the learned Additional Sessions Judge (FTC), Sirsa. The accused persons filed CRM Nos.M-11612, 12687 and 12474 of 2012, praying for quashing of this complaint and summoning order dated 19.09.2011. Their petitions were dismissed by this Court on 30.01.2013 (Annexure-P19). The aggrieved persons preferred Special Leave Petition (Crl.) challenging the order dated 30.01.2013 which has ultimately been dismissed by the Hon'ble Supreme Court on 09.09.2014, a copy of which is placed on record vide CRM No.128 of 2015.

Learned counsel for the petitioner prays that in

view of the said facts and circumstances, the present Criminal Revision Petition be disposed of as having been rendered infructuous especially in view of the fact that the complaint case and the State case have been clubbed.

Sh. P.S. Jammu, Advocate, learned counsel for respondents No.2 to 6 affirms the above said factual position.

In view of the aforesaid, this Revision Petition is accordingly disposed of.

15.01.2015.
Anoop

(LISA GILL)
JUDGE