

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

CRM-M No.37164 of 2014

Date of Decision:-08.01.2016

Sohan Lal & Anr.

.....Petitioners.

Versus

State of Punjab.

.....Respondent.

CORAM:- HON'BLE MR. JUSTICE JASWANT SINGH

Present:- Mr. Gurmohan Singh Bedi, Advocate for the Petitioners.

Mr. Kirat Singh Sidhu, Deputy Advocate General, Punjab.

Ms. Satpreet Grewal, Advocate for the complainant.

JASWANT SINGH, J.(ORAL)

Two accused-petitioners apprehending their arrest by the Police in the light of the order dated 03.07.2014 passed by the learned JMIC, Hoshiarpur rejecting the untrace report submitted by the police whereby the petitioners were found innocent on the charges of murder of Jaspal Singh son of the complainant in case FIR No.7 dated 22.04.2010 for offences punishable under Sections 302 and 34 of Indian Penal Code registered with Police Station Chabbewal, Hoshiarpur, have filed the present petition under Section 438 Cr.PC seeking anticipatory bail.

At the time of arguments, it is conceded that vide the separate order of even date the order dated 03.07.2014 passed by the judicial

Magistrate, Ist Class, Hoshiarpur rejecting the untrace report and directed the prosecution for filing a challan has been quashed and the proceedings now would proceed as a complaint case, therefore, the present petition has become infructuous.

In view of the above, present petition is hereby dismissed as infructuous. However, the petitioners would be at liberty to seek their remedy in accordance with law in the pending complaint case.

(JASWANT SINGH)
JUDGE

January 08, 2016
Vinay