

IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH

CRM-28034-2016;

CRM-8749-2017 IN/AND

CRA-D-370-DB-2014

Date of decision: 24.03.2017

MAHABIR

..... Appellant.

Vs.

STATE OF HARYANA

.... Respondent

CORAM: HON'BLE MR. JUSTICE AJAY KUMAR MITTAL
HON'BLE MR. JUSTICE RAMENDRA JAIN

Present: Mr. Vijay Sangwan, Advocate
for the applicant(s).

Mr. Vivek Saini, DAG, Haryana.

Mr. S.K.Yadav, Advocate
for the complainant.

AJAY KUMAR MITTAL,J.(ORAL)

The appeal is against the judgment of conviction dated 28.01.2014 and order of sentence dated 30.01.2014 passed by learned Additional Sessions Judge, Narnaul.

2. Learned counsel for the appellant states that the appellant had expired.

3. Short reply by way of affidavit of Sh. Dayanand, Superintendent, District Jail, Rohtak, containing the information that the appellant had expired on 12.03.2017, is taken on record.

4. At the oral request of learned counsel for the parties, the main case is taken up today. It was submitted by learned counsel for the appellant that in view of Section 394 of the Criminal Procedure Code and the fact that the appellant had expired, the appeal has abated and prayer has been made that the appeal as well as misc. applications may be dismissed as withdrawn.

5. Ordered accordingly.

6. Copy of this order be sent to the trial Court.

(AJAY KUMAR MITTAL)
JUDGE

(RAMENDRA JAIN)
JUDGE

24.03.2017
smriti