

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

Criminal Appeal No.D-93-DB of 2004

Date of Decision : November 13, 2017

Partap

.....Appellant

VERSUS

State of Haryana

.....Respondent

**CORAM: HON'BLE MR. JUSTICE T.P.S.MANN
HON'BLE MR. JUSTICE MAHABIR SINGH SINDHU**

Present : None for the appellant.

Mr. Praveen Bhadu, Assistant Advocate General, Haryana.

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

The appellant was tried for committing the offences punishable under Sections 302 and 201 IPC. Vide judgment and order dated 23/29.10.2003, learned Sessions Judge, Hisar convicted him for the aforementioned offences. For the offence under Section 302 IPC, he was sentenced to undergo imprisonment for life and to pay a fine of Rs.2,000/- and in default of payment of fine, to undergo rigorous imprisonment for three months, whereas for the offence under Section 201 IPC, he was sentenced to undergo rigorous imprisonment for one year and to pay a fine of Rs.500/- and in default of payment of fine, to further undergo rigorous imprisonment for one month. Both the substantive sentences were ordered to run concurrently.

Aggrieved of his conviction and sentence, the appellant filed the present appeal, which was admitted on 23.1.2004.

Subsequently, vide order dated 31.8.2007, a Co-ordinate Bench of this

Court suspended his sentence of imprisonment and ordered his release on bail during the pendency of the appeal.

The appeal was taken up for final hearing on 4.10.2017 but none had put in appearance for the appellant. Accordingly, it was directed that the presence of the appellant be secured before this Court by way of bailable warrants.

As per the office report, bailable warrants issued against the appellant has been received back with the report that he expired on 15.6.2016.

No application has so far been filed by any of the near relatives of the appellant for leave to continue the appeal. As such, the appeal is to be disposed of as having abated.

Ordered accordingly.

(T.P.S. MANN)
JUDGE

(MAHABIR SINGH SINDHU)
JUDGE

November 13, 2017
satish

Whether reasoned/speaking : YES / NO

Whether reportable : YES / NO