

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

**CWP-29971-2017 (O&M)
Date of Decision:11.02.2019**

Kirondeep Singh Kanwal

... Petitioner

Versus

Union of India & others

... Respondents

CORAM:- HON'BLE MR. JUSTICE TEJINDER SINGH DHINDSA.

Present: Mr. Naveen Upadhyay, Advocate for the petitioner.

Mr. Shivoy Dhir, Advocate for respondent No.1/UOI.

Mr. Deepak Suri, Advocate for respondent No.2.

Mr. Sandeep Suri, Advocate for respondent No.3.

...

TEJINDER SINGH DHINDSA, J. (ORAL)

Petitioner filed the instant writ petition seeking a mandamus to respondent No.3/Bank to de-freeze the bank account No.129-106597-006 as also the FDRs of the petitioner with immediate effect.

On the last of date of hearing i.e. on 31.01.2019, the following order was passed by this Court:

“Petitioner has filed the instant writ petition seeking a mandamus to respondent No.3/Bank to de-freeze bank Account No.129-106597-006 as also the FDRs of the petitioner with immediate effect.

Apparently, the accounts as also FDRs of the petitioner were frozen by the bank following an order dated 11.06.2015 passed by the learned Chief Judicial Magistrate, Muradabad (Annexure P-1). Perusal of such order reveals that it contained a rider to the effect that if there was any stay from the High Court qua the arrest of the accused/present petitioner, the order would stand ineffective.

Placed on record at Annexure P-2 is the order passed by the Apex Court whereby the arrest of the petitioner has been stayed.

Clearly, in the light of such protection having been granted to the petitioner, the order dated 11.06.2015 (Annexure P-1) would be rendered ineffective.

At this stage, learned counsel representing the respondent No.2 seeks time to complete instructions in the matter.

List on 11.02.2019.

To be shown in the urgent motion list.”

During the course of hearing today, counsel for the parties are *ad idem* that the relief prayed for has already been granted inasmuch as the petitioner has been permitted access to the bank account in question as also to the FDRs.

In the light of the above, the instant writ petition has been rendered infructuous and is disposed of accordingly.

11.02.2019

harjeet

**(TEJINDER SINGH DHINDSA)
JUDGE**

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| i) | Whether speaking/reasoned? | Yes/No |
| ii) | Whether reportable? | Yes/No |