

IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH

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CRA-S-3070-SB-2010
Date of decision: 19.12.2022

Sukhwinder Singh
Versus
State of Punjab
...Appellant
...Respondents

CORAM: HON'BLE MR. JUSTICE SANJAY VASHISTH

Present: Mr. Sudhanshu Khanna, Advocate for
Mr. S.P.S. Sidhu, Advocate
for the appellant. .
Mr. J.S. Arora, DAG., Punjab.

SANJAY VASHISTH, J. (Oral)

Learned counsel for the appellant submits that appellant-Sukhwinder Singh alias Chhinda faced proceedings in Sessions Case No. 31 of 20.03.2009 in FIR No. 295 dated 7.11.2008 registered at Police Station Sadar Ferozepur under Section 21/29 of of Narcotic Drugs & Psychotropic Substances Act, 1985 (NDPS ACT) and 25 of the Arms Act and 489-A,B & C of IPC.

Appellant-Sukhwinder Singh alias Chhinda was convicted under Section 21 of NDPS Act, 25 of Arms Act and 489-C of IPC and was sentenced as under:-

Name of the convict	Offence under Section	Sentence	Fine	In default RI
Sukhwinder Singh alias Chhinda	21 of NDPS Act	10 years	Rs. One Lac	Two years
Sukhwinder Singh alias Chhinda	25 of Arms Act	5 years	Rs. 5,000/-	One year
Sukhwinder Singh alias Chhinda	489-C of IPC	3 years	Rs.5,000/-	Six months

On 21.11.2022, following order was passed:-

“ Learned counsel appearing on behalf of the appellant submits that as per her instructions, appellant-Sukhwinder Singh has expired. However, the said fact be got verified through State counsel.

Adjourned to 19.12.2022.

Meanwhile, learned State counsel is directed to seek verification report regarding the death of appellant-Sukhwinder Singh.”

Today, learned State counsel has produced copy of death certificate dated 29.06.2020 as supplied by HC-Ramesh Kumar and submits that the appellant-Sukhwinder Singh has expired on 16.06.2020 and thus, appeal stands abated. Copy of death certificate is taken on record.

On the basis of aforementioned facts, present appeal is ordered to have abated on account of death of the sole appellant.

Disposed of.

However, the disposal of the appeal would be subject to the terms and condition laid down by this Court in judgment dated 24.11.2022 passed in *IOIN-CRA-S-4686-SB-2018 in CRA-S-4686-SB-2018 titled as Shivji Ram @ Dimple Vs. State of Punjab. Law finder id # 2076392.*

**(SANJAY VASHISTH)
JUDGE**

19.12.2022

Harish Kumar

Whether speaking/reasoned :	Yes	No
Whether Reportable :	Yes	No