

265 IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH

CRM-M-11179-2021
Date of Decision: 16.09.2022

RAKESH KUMAR ... PETITIONER
VS.
STATE OF PUNJAB AND OTHERS .. RESPONDENTS

CORAM: HON'BLE MR. JUSTICE VIVEK PURI

Present : None for the petitioner.

Mr. Hittan Nehra, Additional Advocate General, Punjab.

VIVEK PURI, J.(ORAL)

The petitioner is seeking to quash the FIR No.103 dated 07.05.2019 under Sections 363 and 366-A IPC registered at Police Station Focal Point, District Ludhiana on the basis of compromise.

Learned State counsel, on instructions from HC Jagjit Singh, submits that the trial of the case is culminated in conviction of the petitioner in terms of the judgment dated 01.04.2021 passed by the Court of learned Additional Sessions Judge, Ludhiana.

The present petition has been instituted prior to the date when the petitioner was convicted and as such, there is no prayer for setting aside the judgment of conviction and order of sentence.

In such circumstances, the present petition is dismissed as having been rendered infructuous.

However, none has appeared on behalf of the petitioner. He shall be at liberty to move an application for revival of the petition within a period of three months, if the aforesaid assertion of learned State counsel is found to be factually incorrect.

16.09.2022
smriti

(VIVEK PURI)
JUDGE

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