

224 IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH

CRM-M-12226 of 2019(O&M)
Date of Decision: 26.08.2022.

Baldev Singh

... Petitioner

Vs.

State of Punjab and others

.. Respondents

CORAM: HON'BLE MR. JUSTICE AMAN CHAUDHARY

Present: None for the petitioner.

Mr. Kamal Preet Singh Bawa, Addl.AG., Punjab.

AMAN CHAUDHARY, J. (ORAL)

Prayer in this petition is for a direction to the official respondents no.1 to 3 to take legal action against respondents no.4 and 5 as FIR No. 145 dated 31.12.2018, Police Station Sadar Sangrur, District Sangrur, was lodged against them but they are roaming freely and threatening the petitioner to face dire consequences.

Notice of motion was issued on 28.01.2020. Learned State counsel has submitted that at that time proceedings for declaring private respondents as proclaimed offenders were going on and status was directed to be communicated by the next date of hearing. Pursuant to the said order status report dated 21.06.2021 has been filed.

It is apparent from para 3 of the said report that both the accused were declared proclaimed offenders by learned Additional Chief

Judicial Magistrate, Sangrur on vide order dated 13.09.2019. It is further stated that later on accused Bharat Singh was arrested on 10.02.2020 and challan was presented on 27.05.2020, whereas accused Shingara Singh was still proclaimed offender and proceedings of attachment of his property under Section 83 Cr.P.C., were going on. It is further stated that in the meantime, Shingara Singh died on 27.01.2021 in a road accident in Rajasthan State for which FIR No. 23 dated 27.01.2021, under Sections 279, 337, 304-A IPC, was registered at Police Station Fatehpur Kotwali, District Sikkar, Rajasthan.

In view of the aforesaid factual position, no further order is required to be passed in the present matter and the same is disposed of as having been rendered infructuous.

However, liberty is afforded to the petitioner to file an application for revival in case, any cause of action still survives.

26.08.2022
rekha sharma

(AMAN CHAUDHARY)
JUDGE

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