

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

Sr. No.106

CRM-M-31291-2022

Date of decision : 12.9.2022

Sanjeev Kumar

.....Petitioner(s)

VERSUS

State of Punjab and another

..... Respondent(s)

CORAM: HON'BLE MR. JUSTICE AMAN CHAUDHARY

Present: None for the petitioner

Mr.MS Atwal, DAG, Punjab

AMAN CHAUDHARY, J.

Pursuant to order dated 23.8.2022 passed by Hon'ble the Chief Justice, this case has been listed today in motion hearing.

The present petition under Section 482 Cr.P.C. has been filed for issuance of direction to the official respondent to take appropriate action in FIR No.92 dated 8.9.2015, registered under Sections 307, 326, 323, 506, 148, 149, 379 IPC and Section 25/54/59 of the Arms Act at Police Station City Hoshiarpur.

It is apparent from the record that notice in this case was not issued and only order dated 26.7.2018 was passed, which reads thus:-

“At request made by learned counsel for the petitioner, adjourned sine die as there is some technical defect in this petition.

To be listed as and when an appropriate application in this regard is filed.”

It is apparent that neither any application was filed to remove the technical defect in the petition as had been stated by the learned counsel for the petitioner nor any other application either to withdraw or amend the petition was filed.

Today, also none has put in appearance on behalf of the petitioner.

On instructions from ASI Nanak Singh, learned State counsel has apprised the Court that respondent No.2, who was involved in the FIR No.92 dated 8.9.2015, *ibid*, was arrested on 17.6.2020 and was thereafter, released on bail. He further submits that charges have been framed against accused- respondent No.2 and now the case is fixed for evidence of PWs. Therefore, he prays that the present petition may be disposed of as having been rendered infructuous.

In view of the above statement made by learned State counsel, no further order is required to be passed in the matter and the present petition stands disposed of as having been rendered infructuous.

However, the petitioners are at liberty to avail the alternative remedy available to them, in accordance with law.

12.9.2022
gsv

(AMAN CHAUDHARY)
JUDGE

Whether speaking/reasoned	:	Yes / No
Whether reportable	:	Yes / No