

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

**CRM-M-37917-2017
Date of Decision: 15.12.2022**

Surjit Singh

..... Petitioner

Versus

State of Haryana and another

..... Respondents

CORAM: HON'BLE MR. JUSTICE HARSH BUNGER

Present: Mr. Yogesh Goel, Advocate along with
Mr. Kamal Goyal, Advocate and
Mr. Mayank Kalra, Advocate
for the petitioner.

Mr. Ram K.Singla, DAG, Haryana
for respondent No.1/State.

Mr. Rahul Garg, Advocate
for respondent No.2.

HARSH BUNGER J. (ORAL)

Present petition is filed on behalf of the petitioner under Section 482 Cr.P.C. for quashing of FIR No.50 dated 12.02.2014 (Annexure P-1), under Sections 405, 406, 418, 420, 463 and 465 IPC, registered at Police Station Sonipat Sadar, District Sonipat and all the subsequent proceedings arising therefrom, including charge sheet filed under the aforementioned sections (Annexure P-5), order dated 30.11.2015 (Annexure

application under Section 239 Cr.P.C. filed on behalf of the petitioner for his discharge was dismissed, order dated 14.03.2017 (Annexure P-9) passed by the Additional Sessions Judge, Sonipat, whereby revision petition filed against order dated 30.11.2015 was dismissed and order dated 06.04.2017 (Annexure P-10) passed by the Judicial Magistrate Ist Class, Sonipat, whereby charges were framed against the petitioner for the commission of offences punishable under Sections 406, 418, 420 and 465 IPC; *inter alia* stating that the same are nothing but sheer misuse of process of law.

At the very outset, learned counsel for the petitioner submits that the present petition has become infructuous as the petitioner has expired and the following order has been passed by the Judicial Magistrate Ist Class, Sonipat:-

“Today the case was fixed for submitting the death report of accused Surjeet, HC Bhim Singh Belt no.2017/SPT has come present in the court and has filed his report after verifying the fact of death of accused Surjeet. The Death Certificate of the accused is placed on record. The facts of the death of the accused stands verified by the SHO concerned. The death report is placed on record. Therefore, keeping in view the said facts, the proceedings qua accused Surjeet being criminal in nature are hereby dropped on account of his death. His bail bonds and surety bonds stand discharged and any original document placed on file be returned as per rules.

Perusal of the file reveals that an application has been filed on behalf of complainant through counsel for issuing refund voucher of Rs.21,89,375/- to the complainant. Now, to come up on 13.05.2022 for arguments and consideration on the above said application.”

A copy of the aforesaid order dated 10.05.2022 passed by the trial Court is also supplied in Court today, which is taken on record, subject to all just exceptions.

In view of the above, the present petition is dismissed as having been rendered infructuous.

15.12.2022

Apurva

(HARSH BUNGER)
JUDGE

1. Whether speaking/reasoned : Yes/No
2. Whether reportable : Yes/No