

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

Sr. No.205

CWP No.20580 of 2019

Date of Decision: 07.05.2022

Banarsi Dass

.... Petitioner

Versus

State of Haryana and others

... Respondents

CORAM: HON'BLE MR. JUSTICE RAJ MOHAN SINGH

Present: None for the petitioner.

Mr. Pankaj Mulwani, DAG, Haryana.

Ms. Kiran Bala Jain, Advocate
for respondents No.4 and 5.

RAJ MOHAN SINGH, J. (ORAL)

The petitioner has preferred this petition for the issuance of a writ in the nature of mandamus directing respondents No.2 and 3 to initiate appropriate proceedings against respondents No.4 to 6 for committing an offence punishable under Section 182 IPC for giving false information/statement to respondent No.3 with an intention to implicate the petitioner in FIR No.91 dated 18.09.2018 under Section 12 of Protection of Children from Sexual Offences Act, 2012 and Section 506 IPC, registered at Women Police Station, Ambala.

On 06.03.2022, learned counsel for respondents No. 4 and 5 submitted that the cancellation report submitted by the

police has not been accepted and a protest petition has been filed by the complainant. On 28.03.2022, learned counsel for respondents No.4 and 5 submitted that the cancellation report has not been accepted due to filing of protest petition by the complainant. Thereafter, the Court has summoned the petitioner to face the trial for the offence under Sections 506 and 376 IPC on the basis of preliminary evidence led in the protest petition. In view of the subsequent progress of the case, learned counsel appearing on behalf of the petitioner was to address the arguments.

Today, there is no representation on behalf of the petitioner. Evidently, the petitioner is facing trial.

In view of the factual matrix of the case, nothing survives in this petition and accordingly, the same is dismissed as having been rendered infructuous. However, liberty is granted to the petitioner that in case, statement of facts mentioned hereinabove is ultimately found to be incorrect, then the petitioner may move an appropriate application for revival of the present petition in accordance with law.

(RAJ MOHAN SINGH)
JUDGE

07.05.2022
Maninder

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