

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

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**CRA-S-2048-SB-2003
Decided on : 14.03.2023**

Mangat Singh

... Appellant(s)

Versus

State of Punjab

... Respondent(s)

CORAM: HON'BLE MR. JUSTICE SANJAY VASHISTH

PRESENT: Mr. Gaurav Vir Singh Behl, Advocate for
Mr. Akashdeep Singh, Advocate
for the appellant(s).

Mr. J.S. Arora, DAG, Punjab
assisted by ASI Ved Parkash.

SANJAY VASHISTH, J. (Oral)

1. Order dated 14.02.2023, says as under:-

“Office report dated 10/13.02.2023 says as under:-

*“Notice issued to the appellant has been received
back served through his sister and she has
submitted the appellant namely Mangat Singh has
expired.”*

*Upon this, learned State counsel seeks time to find out the
life status of appellant-Mangat Singh s/o Tehal Singh.*

Adjourned to 14.03.2023.”

2. Today, learned State counsel files affidavit dated 14.03.2023, of
Mr. Balkar Singh, PPS, DSP, Sub-Division Malout, District Sri Muktsar
Sahib, on behalf of respondent No.1 – State, which is taken on record,
subject to all just exceptions. Office to tag the same at appropriate place.

A copy thereof has been handed over to the counsel for the

appellant.

3. Along with aforesaid affidavit, a copy of death certificate dated 14.12.2020, issued by the office of Chief Registrar (Birth & Death), Punjab, has also been attached as Annexure R-1/T. Thus, learned State counsel does not dispute the factum of death of appellant – Mangat Singh.

4. It would also be relevant to mention here that trial was conducted under Section 307/34 of IPC against two accused namely (1) Mangat Singh, and (2) Katta Singh. Accused Katta Singh was acquitted by the trial Court. Thus, said judgment was assailed only by appellant – Mangat Singh, who has already expired during the pendency of present appeal.

5. Therefore, in view of the above noted circumstances, present appeal stands abated, and same is disposed of as such. However, same would be subject to the terms & conditions, passed by this Court in **Shivji Ram @ Dimple Vs. State of Punjab**, 2022 SCC Online P&H 3759 (Law Finder Doc Id # 2076392).

Appeal stands disposed of.

(SANJAY VASHISTH)
JUDGE

March 14, 2023

J.Ram

Whether speaking/reasoned: *Yes/No*

Whether Reportable: *Yes/No*