

IN THE HIGH COURT OF PUNJAB AND HARYANA AT CHANDIGARH.

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2023:PHHC:123138
CWP-4456-2021 (O&M).
Date of Decision: 19.09.2023.

SHABIR MOMIN

.. Petitioner

VERSUS

STATE OF HARYANA AND OTHERS

.. Respondents

CORAM : HON'BLE MR. JUSTICE VINOD S. BHARDWAJ

Present Mr. Samir Rathaur, Advocate, and
Mr. Abishai Alfred George, Advocate,
for the petitioner.

Mr. Vivek Chauhan, Addl. A.G. Haryana,
for respondents No.1 and 2.

Mr. G.S. Sandhu, Advocate,
respondents No.3 and 4.

VINOD S. BHARDWAJ, J. (ORAL)

Challenge in the present petition is to the notice dated 21.01.2021 issued under Section 41-A of the Code of Criminal Procedure, arising out of case FIR No.108 of 2020 under Sections 3, 4, 417, 419, 465, 467, 468, 471, 201 and 34 of the Indian Penal Code, 1860 read with Sections 43 (a) 66, 66c and 66d of the Information Technology Act, 2000 and the proceedings arising therefrom.

Reply on behalf of respondents No.3 and 4 filed today in the Court is taken on record. A copy thereof has been furnished to the learned counsel for the petitioner.

In the aforesaid reply, it has been averred that notice was issued under Section 41 A of the Code of Criminal Procedure in which the petitioner was never sought to be arrayed as an accused and a final report in the matter has already been filed.

In view of aforesaid statement made at Bar, learned counsel appearing on behalf of the petitioner submits that the present writ petition has been rendered infructuous and the same may be disposed of accordingly.

Learned counsel for the respondents have no objection to the same.

Disposed of as having been rendered infructuous.

September 19, 2023.

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(VINOD S. BHARDWAJ)

JUDGE

Whether speaking / reasoned : Yes / No

Whether reportable : Yes / No