

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

**CRR-513-2020 (O&M)
Date of Decision: 13.02.2023**

Lal Dev

..... Petitioner

Versus

State of U.T., Chandigarh

..... Respondent

CORAM: HON'BLE MR. JUSTICE HARSH BUNGER

Present: None for the petitioner.

Ms. Deepika Bansal, Advocate for
Mr. Sumit Jain, Additional Public Prosecutor,
for the respondent/U.T., Chandigarh.

HARSH BUNGER J. (ORAL)

The present revision petition has been filed seeking setting aside of judgment of conviction and order of sentence dated 01.03.2017, passed by the Court of Judicial Magistrate Ist Class, Chandigarh and judgment dated 09.01.2020, passed by the Additional Sessions Judge, Chandigarh, whereby conviction and sentence awarded to the petitioner was upheld.

On the last date of hearing, i.e. 02.02.2023, following order was passed by this Court:-

“Learned counsel appearing for U.T. Chandigarh has submitted that this petition has been rendered infructuous as the petitioner herein has already served his sentence as awarded to him, vide judgment dated 09.01.2020 passed by

the Court of Dr. Ajit Atri, Additional Sessions Judge, Chandigarh and he has been released on 21.08.2020 after expiry of sentence.

Since no one has appeared for the petitioner, accordingly, in the interest of justice, adjourned to 13.02.2023.

Let the petitioner as well as the counsel for the petitioner be notified of the date fixed.”

However even today, there is no representation on behalf of the petitioner despite learned counsel for the petitioner being notified of the date fixed (13.02.2023).

Learned counsel appearing for the respondent/U.T., Chandigarh has submitted custody certificate dated 12.02.2023 of the petitioner, wherein it is recorded that the petitioner herein, namely Lal Dev, was convicted by the Court of Additional Sessions Judge, Chandigarh, to undergo rigorous imprisonment for a period of one year along with payment of fine of Rs.500/- (which was paid by petitioner in the Court), vide judgment dated 09.01.2020, and after expiry of sentence awarded to the petitioner, he has been released on 21.08.2020. Copy of the said custody certificate is taken on record, subject to all just exceptions.

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

13.02.2023

Apurva

**(HARSH BUNGER)
JUDGE**

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