

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

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CRM-20163-2023 in/and
CRM-M-12835-2023
Decided on : May 08, 2023

JASWINDER SINGH

..... Petitioner

Versus

STATE OF PUNJAB AND OTHERS.

..... Respondents

CORAM : HON'BLE MR. JUSTICE NAMIT KUMAR

Present: Ms. Pooja Chopra, Advocate
for the applicant-petitioner.

Mr. Adhiraj Singh, AAG, Punjab.

None for respondent nos.2 and 3.

NAMIT KUMAR, J. (Oral)

CRM-20163-2023

Prayer in this application filed under Section 482 Cr.P.C. is for disposing off the main case i.e. **CRM-M-12835-2023**, which is fixed for 22.08.2023 .

Notice in the application to official respondents only.

Mr. Adhiraj Singh, AAG, Punjab, accepts notice on behalf of the respondent-State, who has no objection to the preponment of the main case.

Heard.

In light of the averments made in the application, the same is allowed. The main case is taken up on board today itself for the sake of disposing off the main petition.

CM stands disposed off.

Main case

The present petition has been filed under Section 482 of Cr.P.C. seeking quashing of F.I.R. No.44 dated 24.05.2018 under Sections 304-A and 279 of IPC, registered at Police Station Mahilpur, District Hoshiarpur, and all other consequential proceedings arising therefrom including order dated 11.07.2019 on the basis of compromise dated 12.12.2022 (Annexure P-5).

On the last date of hearing i.e. 21.04.2023, the interim bail granted to the petitioner vide order dated 15.03.203 was made absolute by this Court. The operative part of said order dated 21.04.2023 is as under:-

xxx xxx xxx xxx

“This petition has been filed under Section 482 Cr.P.C. seeking quashing of FIR No.44 dated 24.05.2018 under Sections 304-A/279 of IPC, 1860 registered at Police Station Mahilpur, District Hoshiarpur (Annexure P-1) and all the subsequent proceedings arising therefrom, including order dated 11.07.2019 (Annexure P-4) on the basis of compromise dated 12.12.2022 (Annexure P-5) arrived at between the parties. Vide order dated 15.03.2023 the petitioner was granted interim bail subject to payment of cost which has been deposited by the petitioner. Learned counsel for the petitioner has submitted that pursuant to order dated 15.03.2023, petitioner has joined the proceedings and has been released on interim bail and even the charges have also been framed as such his interim bail may be made absolute. In view of the above, interim order dated 15.03.2023 is made absolute.

Adjourned to 22.08.2023. ”

xxx xxx xxx xxx

At the outset, learned counsel for the petitioner restrict the relief sought in the present petition only with regard to quashing of order dated 11.07.2019 (Annexure P-4) passed by the the Court of Judicial Magistrate Ist Class, Garhshankar, whereby the petitioner was declared as Proclaimed Offender. She further submits that since the petitioner has already joined the trial court proceedings and has been enlarged on bail and the said order has been made absolute, therefore, the present petition has become infructuous.

Disposed of as having been rendered infructuous.

All pending application(s), if any, shall stand disposed of.

May 08, 2023
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(NAMIT KUMAR)
JUDGE

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