

2023:PHHC:122519

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

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CRM-M-15254-2022**Date of decision : 13.09.2023****Manish Kumar****..... Petitioner****versus****State of Haryana and others****..... Respondents****CORAM : HON'BLE MR. JUSTICE PANKAJ JAIN**

Present: Mr. Karanveer Singh, Advocate for
Mr. Himanshu Rao, Advocate
for the petitioner.

Mr. Ramesh Kumar Ambavta, AAG, Haryana.

PANKAJ JAIN, J. (Oral)

1. While issuing notice of motion on 18.04.2022, following order was passed:-

“The present petition has been filed by the petitioner seeking quashing of Section 41 (A) Cr.P.C. issued to the petitioner by the concerned police officials in case having FIR No.500 dated 15.8.2020 registered under Sections 323, 506 IPC at Police Station Model Town, District Rewari and all subsequent proceedings arising of the FIR.

The counsel for the petitioner submitted that the petitioner has already filed separate petition seeking quashing of aforesaid FIR as earlier the concerned DSP recommended for cancellation of the case.

Notice of motion.

On the asking of the Court, Mr. Naveen Kumar Sheoran, DAG, accepts notice on behalf of State of Haryana and prays for time to seek necessary instructions and to file reply.

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Now be listed on 6.7.2022.

In the meanwhile, in case of arrest, the petitioner is directed to be released on interim bail by the Investigating Officer/Arresting Officer subject to his own satisfaction. The petitioner should join investigation with the police well in time before the next date of hearing and to abide by the conditions envisaged under Section 438 (2) Cr.P.C.”

2. Counsel for the State does not dispute that the petitioner has indeed joined investigation and submits that in view of that impugned notice under Section 41(A) has lost its relevance and investigation agency is in the process of filing cancellation report.
3. Consequently, the present petition is disposed off.

(PANKAJ JAIN)
JUDGE

13.09.2023
Dinesh

Whether speaking/reasoned :	Yes
Whether Reportable :	No