

2023:PHHC:063431

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

CRM-M-36256-2017

Date of Decision: 03.05.2023

HARBHINDER SINGH

... PETITIONER

VS.

STATE OF PUNJAB

.. RESPONDENT

CORAM: HON'BLE MR. JUSTICE VIVEK PURI

Present : None for the petitioner.

Ms. Ruchika Sabherwal, DAG, Punjab.

VIVEK PURI, J.(ORAL)

On 24.04.2023, the following order was passed:-

“1. Petitioner is seeking to quash the FIR bearing No.76 dated 10.12.2016, under Sections 304-A/427/279 IPC, registered at Police Station Dera Baba Nanak, Police District Batala, District Gurdaspur.

2. Learned State counsel submits that on completion of the investigation, challan has been presented, charge has been framed and the case in the trial Court is fixed for prosecution evidence.

3. None has appeared on behalf of the petitioner.

4. In the interest of justice, adjourned to 03.05.2023.

5. To be shown in the urgent list.”

2. Learned State counsel, on instructions from ASI Jaswant Singh, submits that the petitioner has been acquitted in terms of the judgment dated 02.05.2023 passed by the learned trial Court and the present petition has become infructuous.

3. In view of the categorical assertion made by learned State counsel, the present petition is dismissed as having been rendered infructuous.

4. As none has appeared on behalf of the petitioner, he shall be at liberty to move an application for revival of the petition within a period of three months, if the aforesaid assertion of learned State counsel is found to be factually incorrect.

03.05.2023

smriti

Whether speaking/reasoned : Yes/No

(VIVEK PURI)

JUDGE

Whether Reportable : Yes/No