

2023:PHHC:118527
IN THE HIGH COURT OF PUNJAB & HARYANA
AT CHANDIGARH

CRR-4012-2016

Date of decision: 11th September, 2023

Gurmeet Singh

...Petitioner(s)

Versus

State of Haryana

...Respondent(s)

CORAM: HON'BLE MR. JUSTICE AVNEESH JHINGAN

Present: Mr. Sunil Sharan, Advocate for the petitioner.
Mr. Rajiv Sidhu, DAG, Haryana.
Mr. Gurjot Singh Sadhrao, Advocate for the complainant.

AVNEESH JHINGAN, J (Oral):

1. The present petition has been filed aggrieved of impugned judgment dated 5th October, 2016.

2. On 18th December, 2019, following order was passed:-

“On 02.06.2017, the sentence of the petitioner was suspended and thereafter, the case was referred to the Mediation and Conciliation Centre for exploring the possibility of some amicable settlement. The settlement was arrived at on 28.08.2018 and as per the settlement, the petitioner was to make the payment by way of installment which became due from December, 2018 onwards.

Since the petitioner has defaulted in making the payment, the SHO, Police Station Fatehabad was directed to produce the petitioner in the Court.

Counsel for the petitioner along with the petitioner (who is present in the Court today) have given an undertaking that the petitioner will make the payment of Rs.2 lacs within a period of 03 months from today.

Adjourned to 28.04.2020.

It is made clear that if the payment of Rs.2 lacs is not made on or before 23.03.2020, the suspension of sentence

granted to the petitioner vide order dated 02.06.2017 shall be cancelled on the adjourned date."

3. Learned counsel for private respondents submits that petitioner has not adhered to statement made before this Court.
4. Learned counsel for the petitioner submits that *inspite* of his best efforts, he is unable to get instructions from his client and is not in a position to pursue the matter.
5. Dismissed for non-prosecution.
6. Since the main case has been dismissed for non-prosecution, pending application if any is rendered infructuous.
7. Needless to say that parties would be at liberty to move an application for recalling of this order, if cause of action survives.

[AVNEESH JHINGAN]
JUDGE

11th September, 2023

Parveen Sharma

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