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IN THE HIGH COURT OF PUNJAB AND HARYANA AT CHANDIGARH

CRM-M-31656-2023 (O & M)

Date of decision: 19.10.2023.

Arshad Hussain

..... Petitioner(s)

V/s

State of Haryana and anr.

...Respondents

CORAM: HON’BLE MR. JUSTICE JASJIT SINGH BEDI

Present: Mr. Sunil Sihag, Advocate,
for the petitioner.

Mr. Rajiv Goel, DAG, Haryana.

JASJIT SINGH BEDI, J. (Oral)

The prayer in the present petitioner under Section 482 Cr.P.C. is for the issuance of directions to the respondents not to take any coercive action against the petitioners who are required to appear before the Inquiry Committee as per letter dated 27.06.2023 for the purpose of re-enquiry which is scheduled to be held on 07.07.2023.

On 06.07.2023, the following order was passed:-

“This case has been assigned to this Court probably because the regular bench is not available.

However, petitioners’ counsel submits that the petitioners have been called for to face inquiry tomorrow and there is a likelihood of their being arrested at the time of inquiry.

I have gone through the petition and heard counsel for the petitioners.

Notice served upon the official respondent(s) through the state counsel.

List on 10.07.2023 as per roster.

State to get instructions in the meantime.

No coercive steps shall be taken against the petitioners till Sunday i.e. 09.07.2023 provided that they shall join inquiry tomorrow and after that as and when so directed till 09.07.2023. It is clarified that this interim order shall automatically expire on Monday i.e. 10.07.2023 and it shall be for the appropriate bench to deal with the matter on merits.”

Thereafter, on 10.07.2023, the following order was passed:-

“Due to incessant rains the Bar Association has called for a no work day.

In the interest of justice, the case is adjourned to 11.07.2023.

Interim order to continue”.

Thereafter, the matter was adjourned from time to time.

The learned counsel for the respondent-State on instructions submits that the petitioner has appeared a number of times before the Enquiry Officer and as such, the present petition has now been rendered infructuous. He states that, in case, custodial interrogation of the petitioner is required at any subsequent stage, a 07 days’ prior notice shall be accorded to the petitioner to enable him to approach the Court of competent

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In view of the statement made by the learned counsel for the State, no further orders are required to be passed by this Court.

Disposed of.

October 19, 2023
sukhpreet

(JASJIT SINGH BEDI)
JUDGE

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