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

CWP-12308-2023

Date of decision: 24.01.2024

Takhat Singh

...Petitioner

Versus

State of Haryana and others

...Respondents

**CORAM: HON'BLE MR. JUSTICE VIKAS BAHL**

Present: Mr. Sanjeev Majra, Advocate for the petitioner.

Mr. Naveen Singh Panwar, DAG, Haryana.

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**VIKAS BAHL, J. (ORAL)**

1. This is a Civil Writ Petition filed under Article 226/227 of the Constitution of India for the issuance of a writ in the nature of mandamus directing respondent Nos.3 and 4 not to take any further action on the departmental proceedings/enquiry till the pendency of the criminal trial.

2. On 30.10.2023, this Court had passed the following order:-

*“Learned counsel for the petitioner has submitted that in the present case, although, the complainant has been examined but the Investigating Officer who is also the common witness has not been examined in the criminal case. It is also submitted that the next date of hearing before the trial Court is 06.01.2024.*

*Learned State Counsel has also verified the abovesaid fact and is thus directed to present the Investigating Officer*

*before the trial Court on the next date of hearing.  
Adjourned to 24.01.2024.”*

3. Learned State Counsel has submitted that on 06.01.2024, even the Investigating Officer who was the only common witness left, has also been examined before the trial Court and thus, the present writ petition has been rendered infructuous.
4. Learned counsel for the petitioner has submitted that in view of the above, the present writ petition has been rendered infructuous and the same may kindly be disposed of as such but liberty be granted to the petitioner to raise all the pleas available to him during the departmental proceedings.
5. Accordingly, the present Civil Writ Petition is disposed of as having been rendered infructuous with liberty aforesaid.

**24.01.2024**  
*Pawan*

**(VIKAS BAHL)**  
**JUDGE**

|                                    |               |
|------------------------------------|---------------|
| <b>Whether speaking/reasoned:-</b> | <b>Yes/No</b> |
| <b>Whether reportable:-</b>        | <b>Yes/No</b> |