

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

223

2024:PHHC:137398



CRR No. 2513 of 2018 (O&M)
DECIDED ON: 21st October, 2024

Kuldeep Singh

.....PETITIONER

VERSUS

State of Haryana and others

.....RESPONDENTS

CORAM: HON'BLE MS. JUSTICE **NIDHI GUPTA.**

Present: None for petitioner.

Mr. Aditya Pal Singh, AAG Haryana.

Mr. Yagsimant Attri, Advocate for respondents No. 3 to 5.

NIDHI GUPTA., J (ORAL)

Challenge in the present revision petition is to the order dated 04.07.2018 passed by the learned Additional Sessions Judge, Kaithal, vide which the application filed by the petitioner under Section 319 Cr.P.C. has been dismissed in case FIR No. 21 dated 30.01.2018, under Sections 498-A and 304-B IPC, whereby the petitioner has sought to summon the proposed accused-respondent No. 2 to 5 herein. Respondent No.2 is the mother-in-law, respondent No.3 is the father-in-law, respondent No.4 is brother-in-law, respondent No.5 is (Pitsara) (chacha-in-law) of the deceased/daughter of the petitioner.

On the last date of hearing, following order was passed:

“Challenge in the present revision petition filed by the complainant/brother of the deceased is to the order dated 04.07.2018, whereby the application filed by the petitioner/complainant under Section 319 Cr.P.C., for summoning respondents No. 2 to 5 herein, as additional accused to face trial in a case arising out of FIR No. 21 dated 30.01.2018, registered under Sections 498A and 304B IPC at Police Station Cheeka, was dismissed.

There is no representation on behalf of the petitioner, despite the case having been called twice.

On instructions from ASI Ramphal, learned counsel for the State informs that the matter has been rendered infructuous, as the main accused/husband of the deceased has been convicted by the learned trial Court and seeks time to place on record a copy of said judgment of conviction.

Adjourned to 21.10.2024.”

Learned counsel for the State on instructions reiterates the submissions that the present petition has been rendered infructuous as the main accused has been convicted by the learned trial Court vide judgment and order dated 03.05.2019 by the learned Additional Sessions Judge, Kaithal, for the offence punishable under Section 302 IPC and sentenced to undergo rigorous imprisonment for life. Copy of the order of sentence dated 03.05.2019 is handed over today in Court, which is taken on record.

Order sheet shows that none appeared on behalf of petitioner for the last three dates of hearing i.e. 12.12.2019, 27.09.2023 and 02.08.2024.

In view of submissions made by learned counsel for State, nothing survives in the present petition and the same stands disposed of accordingly.

21st October, 2024
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(NIDHI GUPTA)
JUDGE

<i>Whether speaking/reasoned</i>	<i>Yes</i>
<i>Whether reportable</i>	<i>No</i>