

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CRM-W-73-74-2024 in/and
CRWP-9811-2023
Date of decision: 19.01.2024

Anil NagarPetitioner

Versus

Directorate of Enforcement, through Assistant DirectorRespondent

CORAM: HON'BLE MR. JUSTICE ARUN PALLI
HON'BLE MR. JUSTICE VIKRAM AGGARWAL

Present: Mr. Arshdeep Mrad, Advocate, for
Mr. Vishal Garg Narwana, Advocate,
for the applicant-petitioner.

Mr. Satya Pal Jain, Addl. Solicitor General of India, with
Mr. Lokesh Narang, Senior Panel Counsel
for the Union of India.

ARUN PALLI J. (Oral)

CRM-W-73-2024

Application is allowed as prayed for subject to all just
exceptions.

CRM-W-74-2024

The instant application has been preferred under Section 482
Cr.P.C., praying for re-hearing the matter. The prayer is also to permit
withdrawal of the Criminal Writ Petition, the same having been rendered
infructuous.

It has been averred in the application that after the matter
had been heard and pronouncement of the final order had been reserved
on 11.12.2023, the applicant-petitioner surrendered before the Special
Court under the PMLA at Panchkula on 22.12.2023 and was taken into

custody. It has been averred that under the circumstances, the petition has been rendered infructuous.

Learned counsel for the applicant submits that since the applicant-petitioner surrendered before the Special Court, Panchkula on 22.12.2023 and is presently in custody, the present petition has been rendered infructuous.

Learned counsel for the respondents submits that no reply is required to be filed to the application which is formal in nature in view of the subsequent developments which took place after the matter had been heard by this Court.

We had heard learned counsel for the parties at length on 11.12.2023 and had reserved the judgment. The Court re-opened, post winter break, on 04.01.2024. Learned counsel for the applicant-petitioner appeared on 08.01.2024 and made a request that since the applicant-petitioner had surrendered on 22.12.2023 and is in custody and further, he had moved an application for regular bail, which is pending before the Special Judge (CBI), for 22.01.2024. It was stated that under the circumstances, the petition at hand has been rendered infructuous and he may be permitted to withdraw the same. However, learned counsel was advised that in such circumstances, he would have to move an appropriate application, narrating all the facts and circumstances that had transpired in the interregnum. Thus, this application for re-hearing the matter and permission to withdraw the same.

In the wake of the above, the application is allowed and matter is re-listed for today, i.e. 19.01.2024.

Main case

As prayed, the petition is dismissed as having been withdrawn.

(ARUN PALLI)
JUDGE

(VIKRAM AGGARWAL)
JUDGE

19.01.2024
Rekha

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