

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

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**2024:PHHC:025231
CWP-25253-2022 (O&M).
Date of Decision: 22.02.2024.**

HOSHIAR SINGH

..Petitioner(s)

VERSUS

STATE OF PUNJAB AND OTHERS

.. Respondent(s)

CORAM : HON'BLE MR. JUSTICE VINOD S. BHARDWAJ

PRESENT Mr. Karunesh Kashal, Advocate, for
Mr. Amitoj Singh Dhaliwal, Advocate, for the petitioner.

Ms. Niharika Sharma, AAG, Punjab.

Ms. Gurkamal Kaur, Advocate, for
Mrs. R.K. Grewal, Advocate, for respondents No.6 and 7.

VINOD S. BHARDWAJ, J. (ORAL)

Prayer made in the present writ petition is for seeking directions to official respondents No.2 to 5 not to conduct multiple enquiries in violation of Article 21 of the Constitution of India since initiation of such enquiry was being undertaken at the instance of respondents No.6 and 7.

Short reply by way of affidavit of Karan Singh Sandhu, PPS, Deputy Superintendent of Police, Kharar-I, District S.A.S. Nagar, on behalf of respondents No.1, 2 and 5 has been filed today in the Court. The same is taken on record. A copy thereof has been supplied to the counsel for the petitioner.

Learned State counsel contends that the present writ petition has been rendered infructuous since the respondent-State has registered FIR bearing No.145 dated 30.08.2023, under Sections 406 and 420 of the Indian Penal Code, 1860 at Police Station, Balongi against the petitioner and his wife and pursuant to the filing of the final report under Section 173 of the Code of Criminal Procedure, 1973, the petitioner has also been released on regular bail. She contends that the petitioner may, if so advised, take recourse to his alternative remedies against the filing of the final report.

Under the given circumstances when an FIR has already been registered which has culminated in filing of final report, the prayer made by the petitioner for restraining the respondents from conducting multiple enquiries comes to a naught. The said prayer would, thus, not survive any further as final report in the matter has already been filed post investigation.

The present writ petition is accordingly disposed of as having been rendered infructuous with liberty to the petitioner to take all pleas against filing of the final report and/or proceedings arising therefrom.

In view of the order passed in the main case, CM-11975-CWP-2023, seeking impleadment of respondent No.10 as a party is also dismissed.

Any other pending misc. application(s), if any, shall also stand(s) disposed of accordingly.

February 22, 2024.	(VINOD S. BHARDWAJ)
raj arora	JUDGE
Whether speaking / reasoned	: Yes / No
Whether reportable	: Yes / No