

CM-5173-CWP-2026 and
CM- 5174-CWP-2026 in/and -1-
CWP-32921-2025

2026:PHHC:054212



110(3)
IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH

CM-5173-CWP-2026 and
CM- 5174-CWP-2026 in/and
CWP-32921-2025
Date of Decision: 07.04.2026

SUNIL KUMAR DIWAN AND OTHERS

....Applicant(s)

Versus

STATE OF HARYANA AND OTHERS

.....Respondent(s)

CORAM: HON'BLE MR. JUSTICE JASGURPREET SINGH PURI

Present: Mr. Ishnoor Singh, Advocate,
for the petitioners.

Mr. Udit Garg, Additional Advocate General, Haryana.

Mr. Davinder Lubana, Advocate and
Mr.J.C. Kapoor, Advocate,
for the applicants/respondent No. 5& 6.

JASGURPREET SINGH PURI, J. (Oral)

CM-5173-CWP-2026 &
CM- 5174-CWP-2026

1. The first application i.e. CM-5173-CWP-2026 has been filed for preponement of the main case and second application i.e. CM-5174-CWP-2026 has been filed for dismissal of the main writ petition as having become infructuous.



2. Notice in both the applications.
3. Mr. Ishnoor Singh, Advocate accepts notice on behalf of the petitioners/non-applicants and Mr. Udit Garg, Additional Advocate General, Haryana, accepts notice on behalf of the State of Haryana.
4. Learned counsel for the applicant has submitted that the prayer in the main writ petition is for staying the operation and implementation of the order dated 18.12.2024 (Annexure P-2) during the pendency of the first statutory appeal along with the stay application filed therein. He submitted that when notice of motion was issued in the present case, the learned Additional Advocate General had stated that the stay application will be decided within 10 days. He further submitted that not only the stay application has been decided but even the first appeal itself has already been decided and therefore, the present petition has rendered infructuous.
5. Learned counsel for the petitioner/non-applicant and Mr. Udit Garg, learned Additional Advocate General, Haryana have submitted that the aforesaid submission made by the learned counsel for the applicant is factually correct because not only the stay application but the main appeal itself has since been decided.
6. Both the learned counsels for the non-applicants submitted that considering the aforesaid position, the date of hearing may be preponed and the writ petition may be disposed of as having become infructuous.
7. In view of the above, both the applications are allowed. Main case is directed to be preponed from 04.08.2026 to today itself and is taken on board.



Main case

8. Considering the aforesaid factual position and the submissions made by the learned counsel for the parties, the present petition is disposed of as having become infructuous.

07.04.2026

(JASGURPREET SINGH PURI)

rakesh

JUDGE

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