

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

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Crl. Misc. No. M 1772 of 2011

Date of decision: 22.01.2015

Gurdeep Singh

..... *Petitioner*

Versus

State of Haryana and another

.....*Respondents*

Coram: Hon'ble Mrs. Justice Rekha Mittal

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Present: None for the petitioner
Mr. Rajesh Gaur, Additional A G, Haryana
None for respondents No. 2 to 5

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1. Whether Reporters of local papers may be allowed to see the judgment?
2. To be referred to the Reporter or not?
3. Whether the judgment should be reported in the Digest?

Rekha Mittal, J. (Oral)

There is no representation on behalf of the petitioner. The situation was no different on the last date of hearing.

The present petition has been filed by the petitioner, by invoking Section 482 of the Code of Criminal Procedure (in short, 'Cr.P.C') to challenge the order dated 13.09.2010 (Annexure P6) passed by the Judicial Magistrate Ist Class, Kurukshetra whereby the application filed by the petitioner under Section 319 Cr.P.C for summoning of Partap Singh son of Jarnail Singh has been dismissed by the trial Court. The order passed by the trial Court is amenable to the revisional jurisdiction under Sections 397/401 Cr.P.C. Since, a specific remedy is available to challenge the impugned order, the petition under Section 482 Cr.P.C. otherwise should not be allowed to continue. In this context, reference can be made to the judgment of Hon'ble the Supreme Court in ***Mohit alias Sonu and another v. State of U.P. and another, 2013 (3) R.C.R. (Criminal) 673.***

Dismissed.

(Rekha Mittal)
Judge

22.01.2015