

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

CRM-M-2951-2012

Date of decision: 02.07.2015

Barender Randhawa

... Petitioner

Vs.

Darshan Singh

... Respondent

CORAM: HON'BLE MR. JUSTICE RAMESHWAR SINGH MALIK

Present: Mr. Kanwal Goel, Advocate
for the petitioner.

Mr. P.S. Ahluwalia, Advocate
for the respondent.

RAMESHWAR SINGH MALIK, J. (ORAL)

Present petition is directed against the order dated 20.12.2011 passed by learned Addl. Sessions Judge (Fast Track Court), Patiala whereby revision petition filed by present respondent against the order dated 04.12.2010 passed by learned Judicial Magistrate 1st Class, Patiala, was allowed.

During the course of hearing, learned counsel for the respondent has fairly stated before this Court that the application moved by the petitioner on 30.07.2010 was premature and since his cross-examination was concluded on 01.06.2011, let the petitioner now move the appropriate application and the same may be directed to be decided by the learned trial Court, in accordance with law.

Faced with the above, learned counsel for the petitioner also fairly states that let the present petition be disposed of in view of the statement made by learned counsel for the respondent, permitting the petitioner to move his appropriate application before the learned trial Court and same may be directed to be decided, in accordance with law.

In view of the above respective stands taken by learned counsel for the parties, present petition is disposed of with liberty to the petitioner to move the appropriate application before the learned trial Court within a period of three weeks from the date of receipt of certified copy of this order. Once such application is moved by the petitioner, the same shall be decided by the learned trial Court by passing an appropriate order thereon, strictly in accordance with law.

With the abovesaid observations made and directions issued, present petition stands disposed of.

[RAMESHWAR SINGH MALIK]
JUDGE

02.07.2015
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