

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

(119)

CRM-M-27083-2015

Decided on: October 01, 2015.

Sachindeep

.... Petitioner

Versus

State of Punjab

..... Respondent

CORAM: HON'BLE MR. JUSTICE M.M.S. BEDI

Present: Mr. Sandeep Arora, Advocate, for the petitioner.

M.M.S. BEDI, J (ORAL)

Petitioner has been summoned as an additional accused on the basis of the allegations in the FIR and the statement of witnesses Parminder Singh and Daljit Singh.

Learned counsel for the petitioner has referred to the statement of Parminder Singh under Section 161 Cr.P.C and improvements made in his statement made on oath in the Court in support of his contentions that the petitioner has been falsely involved in this case and wrongly summoned as an additional accused.

I have heard learned counsel for the petitioner and gone through the statement of other witnesses and I am of the opinion that there is no improvement made by Daljit Singh in his statement made on oath in the Court.

Without expression of any opinion on merits of the case, I am of the opinion that the revisional Court has taken into consideration the pleas raised by the petitioner.

The petition is disposed of as not maintainable. It will always be open to the petitioner to impeach the credibility of the witnesses and take the benefit of the result of the investigating agency declaring him innocent at final stage.

There is no scope for interference, at this stage.

It will be open to the petitioner to avail remedy under Section 438 Cr.P.C.

Nothing said in this order will prejudice the right of the petitioner during trial.

(M.M.S. BEDI)
JUDGE

October 01, 2015
harsha