

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

CRM-M-30180 of 2015 (O&M)

Date of decision : 8.9.2015

Simran

...Petitioner

Versus

State of Punjab and another

...Respondents

CORAM: HON'BLE MR. JUSTICE JITENDRA CHAUHAN

Present: Mr. N.S.Bhinder, Advocate for the petitioner.

JITENDRA CHAUHAN, J. (Oral)

In this petition, the petitioner has challenged the impugned order dated 17.8.2015 vide which an application under Section 313 Cr.P.C. for summoning of Renu and Gurmeet Kaur as witnesses has been declined.

Learned counsel contended that the names of the witnesses sought to be summoned, are mentioned in the FIR but their names are not mentioned in the list of witnesses attached with report under Section 173 Cr.P.C. Their statements were also recorded under Section 161 Cr.P.C. during investigation, so their evidence in Court is necessary for the just decision of the case.

Heard.

This Court has gone through the FIR and list of witnesses, names of Renu and Gurmeet Kaur are not reflected therein. In their testimony before Court, PW1 Simran and PW2 Jaivir Singh also did not name them as witnesses. The purpose of their recording of statements in Court is not disclosed in the application under Section 311 Cr.P.C. There is no illegality or miscarriage of justice in the impugned order dated 17.8.2015 which is hereby affirmed.

Hence this petition is dismissed.

8.9.2015

Meenu

(JITENDRA CHAUHAN)

JUDGE