

IN THE HIGH COURT OF PUNJAB & HARYANA AT CHANDIGARH

Crl. Misc. No. M-33967 of 2014

Date of decision : September 21, 2015

Jai Chand

..... Petitioner

Versus

Arjun Dawar

...Respondent

CORAM:- HON'BLE MRS. JUSTICE ANITA CHAUDHRY

Present: Mr. Gurcharan Dass, Advocate
for the petitioner

Mr. Sourabh Goel, Advocate
for the respondent

ANITA CHAUDHRY, J.(ORAL)

The petitioner is facing a complaint filed under Section 340 Cr.P.C. After the evidence had been completed the petitioner who is arrayed as an accused, filed an application (Annexure P-3) in the trial Court that he wanted to examine the handwriting expert as his witness and the expert may be permitted to take photographs of the documents from the file.

The respondent filed the reply and the petitioner thereafter moved an application (Annexure P-5) to clarify that Ms. Gurmit Kaur was not handwriting expert but she was designated as handwriting/document expert. Though it did not really make a difference. The trial Court dismissed the application vide order dated 06.06.2014 holding that the application was vague and the applicant had not given the reasons or the purpose for which he wanted to examine the handwriting/document expert.

Faced with this, counsel for the petitioner states that he wants to withdraw the present petition and will approach the trial Court and move an appropriate application disclosing the purpose for what the photographs are required and also detail the reasons therein.

In view of the above, the petition is dismissed as withdrawn. In case the petitioner files an application, the trial Court would dispose of the application, if any, after obtaining reply of the respondent.

September 21, 2015

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**(ANITA CHAUDHRY)
JUDGE**