

**IN THE HIGH COURT OF PUNJAB & HARYANA AT
CHANDIGARH.**

CRM-M-41488 of 2015

Date of decision: 8.12.2015

Parwinder Singh @ Parminder Singh @ Mangu ...Petitioner

Versus

State of Punjab & another ...Respondents

CORAM: HON'BLE MR. JUSTICE RAJAN GUPTA

Present: Mr. B.S. Pathania, Advocate for the petitioner.

Rajan Gupta, J.

Petitioner has impugned order dated 10.09.2015, passed by Additional Sessions Judge, Gurdaspur, whereby two opportunities were granted to the prosecution for producing entire evidence.

Plea of the petitioner is that the revisional court erred in passing the order in question as it had no jurisdiction to entertain the revision petition.

I have heard learned counsel for the petitioner and given careful thought to the facts of the case.

Case was registered under sections 304-A, 279 & 427 IPC at Police Station Kahnuwan, District Gurdaspur, vide FIR No.84 dated 22.09.2013 due to accident. During pendency of trial, an application under section 311 Cr.P.C. was moved for summoning some witnesses for cross-examination. After considering the entire issue, trial court dismissed the application. However, order was reversed in revisional jurisdiction by Additional Sessions Judge, Gurdaspur. It granted two

opportunities to the prosecution to lead its entire evidence.

Admittedly, evidence has already been adduced and trial is at the stage of culmination. This court, thus, does not feel necessity of examining the plea that revisional court had no jurisdiction to entertain the revision petition. Trial is likely to be concluded very soon. Revision petition is, thus, without any merit and is hereby dismissed.

(RAJAN GUPTA)
JUDGE

8.12.2015
'Rajpal'