

THE HIGH COURT OF PUNJAB AND HARYANA,
AT CHANDIGARH

CRM-M-7260 of 2015

Decided on : 12.03.2015

Radhe Shyam

... Petitioner

Versus

State of Haryana and another

... Respondents

CORAM : HON'BLE MR.JUSTICE HARI PAL VERMA

Present : Mr.Vivek Goel, Advocate
for the petitioner.
Mr.P.K.Jangra, Addl.AG, Haryana.
Mr.J.S.Hooda, Advocate for respondent No.2.

1. Whether reporters of local newspapers may be allowed to see judgment?
2. To be referred to reporters or not?
3. Whether the judgment should be reported in the Digest?

Hari Pal Verma, J. (Oral)

The petitioner has filed the present petition under Section 482 Cr.P.C. for quashing of impugned order dated 18.02.2015 passed by learned A.C.J.M. Palwal (Annexure P/5), whereby the Investigating Officer was directed to get the re-medico-legal examination of the petitioner, namely, Radhey Shyam son of Fateh Singh, conducted by the Board as constituted by the Director PGI, Rohtak.

Learned counsel for the petitioner has argued that since the petitioner has already been medico-legally examined on 22.01.2015, his re-medico legal examination at this stage, is neither necessary nor the board constituted by the Director, PGI, Rohtak can record its finding about the injuries at this stage. He further submits that opinion of the medical Board is already on record. Therefore, re-medico-legal

examination of the petitioner at this stage, is not required.

On the other hand, learned counsel for the respondent No.2 has argued that re-medico legal examination of Radhe Shyam, is not going to cause any prejudice to the petitioner and the medical board constituted by the Director, PGI, Rohtak would facilitate the real injuries.

After hearing learned counsel for the parties, I am of the view that no doubt, the re-medico-legal examination of the Radhe Shyam, may not be going to cause any prejudice to the petitioner, but at the same time, the medical board as constituted by the Director, PGI, shall take into consideration the duration of injuries i.e. date of injuries as well as date of examination.

With the above, the present petition is disposed of.

Copy of this order be given to the petitioner under the signatures of the Bench Secretary.

[Hari Pal Verma]
Judge

12.03.2015
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