

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

CRR No. 3488 of 2013 (O&M)

Date of decision: 20.04.2015

Balbir Kaur

-----Petitioner (s)

V/s

State of Punjab & another

-----Respondent(s)

CORAM:- HON'BLE MR. JUSTICE HARI PAL VERMA

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?

Present:- Mr. Amardeep Singh Gill, Advocate for the petitioner (s).

Mr. Gurinderjit Singh, DAG, Punjab for respondent No.1.

Mr. A.S. Khinda, Advocate for respondent No.2.

HARI PAL VERMA, J(Oral).

Through the instant revision petition, petitioner has challenged the order dated 25.10.2012 of Ld. Addl. Chief Judicial Magistrate, Kapurthala, whereby, on an application filed under Section 319 Cr.P.C. moved by the prosecution, the petitioner, namely, Balbir Kaur, wife of Parnam Singh, resident of Jahura, P.S. Tanda, District Kapurthala, has been summoned to face trial.

However, while submitting the challan, the petitioner- Balbir Kaur has been placed in Column No. II, as the police arrived at a conclusion that the petitioner was found to be innocent. Moreover, it is during the statement of PW-2, namely, Jasbir Singh, the payment of money to the petitioner at different intervals were pointed out. Accordingly, the petitioner has been ordered to be summoned to face trial.

Learned counsel for respondent No.2 submits that against the order of summoning dated 25.10.2012, the petitioner has got a remedy of revision petition before the Session Court.

Faced with this situation, learned counsel for the petitioner wishes to withdraw the present petition to avail the remedy as available to him and to challenge the said order before the Session Court.

Accordingly, the present revision petition is dismissed as withdrawn with liberty to the petitioner to approach the Session Court. However, in case the petitioner prefers the revision petition against the said order dated 25.10.2012, within a period of 30 days, the period of limitation would not come on his way.

April 20th, 2015
Anjal

(HARI PAL VERMA)
JUDGE