

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

CRM-5032-2015 IN
CRR-204-2015 (O&M)

Date of decision : 16.02.2015

Sohan Singh

...Petitioner

Versus

State of Punjab

...Respondent

CORAM: HON'BLE MR. JUSTICE JITENDRA CHAUHAN

Present: Mr. Mohinder S. Nain, Advocate for the petitioner.

JITENDRA CHAUHAN, J. (Oral)

CRM-5032-2015

For the reasons recorded in the application, the same is allowed and the hearing of the main petition is pre-poned from 30.03.2015 to today.

CRR-204-2015 (O&M)

The present revision petition is directed against the impugned order dated 20.10.2014, passed by the learned Additional Sessions Judge, Hoshiarpur, whereby, the application moved by the prosecution under Section 319 of the Code of Criminal Procedure, has been allowed and the petitioner has been summoned to face trial in case

FIR No.150 dated 23.10.2013, registered under Sections 302, 323, 148, 149 of the Indian Penal Code, at P.S. Bullowal, Distt. Hoshiarpur.

The learned counsel for the petitioner contends that the no incriminating evidence was collected during investigation by Investigating Officer as well as the Special Investigating Team constituted on the representation of the complainant. Thus, the petitioner was kept in column No.2. The petitioner is not named in the FIR.

Heard.

A perusal of the FIR reveals that the petitioner is named in the FIR and specific role is attributed to him. On the application moved by the State, the petitioner has been summoned. The Summoning Court has expressed prima facie satisfaction for summoning the accused-petitioner to face trial along with other accused. In view of the fact that the petitioner is named in the FIR and there being no delay in lodging the same, it cannot be said that there is any perversity or illegality in the conclusion reached by the learned Court below while passing the impugned order.

In view of the above, the present petition is devoid of any merit.

Dismissed.

However, anything noticed hereinabove shall not have any

bearing on the merits of the case.

16.02.2015
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(JITENDRA CHAUHAN)
JUDGE

Note : Whether to be referred to reporter ? Yes / No