

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

CRR No.3189 of 2015(O&M)

Date of Decision:-02.09.2015

Jony @ Kuldeep Chaudhary.

.....Petitioner.

Versus

The State of Punjab.

.....Respondent.

CORAM:- HONBLE MR. JUSTICE JASWANT SINGH

Present:- Mr. Rajesh Kapila, Advocate for the Petitioner.

JASWANT SINGH, J.(ORAL)

Present revision has been filed against the order dated 20.11.2014 passed by the learned Additional Sessions Judge, Pathankot whereby the charge under Sections 307, 326 and 120-B of Indian Penal Code in case FIR No.108 dated 22.07.2014 registered with Police Station Division No.2, Pathankot has been framed against him along with co-accused Tarsem Lal.

Learned Counsel for the petitioner states that the complainant Sukhjinder Singh @ Bunt has filed a MACT case alleging that the occurrence is a result of an accident and, therefore, claiming compensation whereas in the present case allegations of attempt to murder have been falsely made based on the same occurrence.

After hearing learned Counsel for the petitioner no ground for interference is made out. First of all the order revealing the application on

mind by the learned Court below upon the evaluation of material placed on record by way of the challan has not been annexed. Secondly, concededly by this time, the entire prosecution evidence stands led and the trial is at the stage of final arguments. Therefore, it is not appropriate for this Court to interfere at this stage in the order of charge. As regards the plea, it has not been shown as to whether during the testimony of the complainant he had been confronted with the pleadings regarding the MACT case.

In view of the above, finding no merit in the present criminal revision petition, the same is hereby dismissed with costs of Rs.5,000/- to be deposited with the State Legal Services Authority, Pathankot.

(JASWANT SINGH)
JUDGE

September 02, 2015
Vinay