

IN THE HIGH COURT OF PUNJAB AND HARYANA

AT CHANDIGARH

CRM-M 10379 of 2015 (O&M)

Date of decision: 12.04.2016

Saddiq

.....Petitioner

versus

Abid and others

.....Respondents

CRM-A-358 MA-2015(O&M)

Saddiq

.....Applicant

versus

Abid and others

.....Respondents

CORAM: Hon'ble Mr.Justice Kuldip Singh

Present: Mr.Gaurav Sharma, Advocate for the petitioner in
CRM-M 10379 of 2015 and for the applicant in
CRM-A-358 MA-2016

1. Whether Reporters of Local Newspapers may be allowed to see the judgment ?

2. To be referred to the Reporters or not ?

3. Whether the judgment should be reported in the Digest?

Kuldip Singh, J. (Oral)

This order will dispose of CRM-M 10379 of 2015 and CRM-A-358 MA-2016. However, for facility of reference, facts are being mentioned from CRM-M 10379 of 2015.

Heard.

The present petition is against the summoning order

passed under Sections 326, 506 read with Section 34 IPC. The plea of the learned counsel for the petitioner is that offence under Section 307 IPC is also made out. The petitioner is always at liberty to press for charge under a particular offence when the charges are framed in the complaint case after the pre-charge evidence is recorded. As such, the present petition is dismissed with liberty to the petitioner to raise the plea before the lower Court at the time of framing of charge that a particular offence is also made out.

Accordingly, the petition is dismissed.

12.04.2016*gk***(Kuldip Singh)
Judge**