

CRM-M-11927-2016

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IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CRM-M-11927-2016

Date of decision: 26.05.2016

JASBIR SINGHA AND ANOTHER

..... Petitioners

Versus

STATE OF PUNJAB AND ANOTHER

..... Respondents

CORAM: HON'BLE MR. JUSTICE KULDIP SINGH

Present: Mr. Gursimran Singh, Advocate,
for the petitioners.

1. Whether the Reporters of local newspaper may be allowed to see the judgment ?
2. To be referred to the Reporter or not.
3. Whether the judgment should be reported in the digest ?

KULDIP SINGH J. (ORAL)

Revision was filed before the Sessions Court impugning the order dated 25.09.2015 whereby the learned Judicial Magistrate Ist Class, Amritsar framed the charges against the present petitioner only under Section 323, 324, 326 read with Section 34 IPC but did not framed charges under Section 307 IPC.

In the said revision, the learned Additional Sessions Judge, Amritsar remanded the case to the Court of Judicial Magistrate Ist Class, Amritsar with the direction to pass the fresh order with regard to framing of charge. The short grouse of the learned counsel for the petitioners is that the while disposing of the said revision, learned Additional Sessions Judge, Amritsar has made certain observations which are likely to prejudice the Magistrate, while hearing the arguments on the question of framing of charge. The said concern of learned counsel of petitioners can be met by directing that the observations made by the learned Additional Sessions

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Judge, Amritsar shall not influence the learned Judicial Magistrate Ist Class, Amritsar while passing an order on the question of framing of charge and that the order shall be passed after examining the police report under Section 173 Cr. P.C, the statement of witness recorded under Section 161 Cr. P.C. and the documents placed on the file.

(KULDIP SINGH)
JUDGE

May 26, 2016
Suresh Kumar