

IN THE HIGH COURT OF PUNJAB AND HARYANA AT CHANDIGARH

118

CRM-M-15026-2016 (O&M).

Kakku @ Kuka

.. Petitioner(s)

VERSUS

State of Punjab

.. Respondent(s)

*** * ***

CORAM: HON'BLE MR.JUSTICE M.M.S.BEDI

*** * ***

**PRESENT Mr.K.B.S.Mann, Advocate,
for the petitioner.**

M.M.S. BEDI, J. (ORAL)

Counsel for the petitioner has submitted that PW.1 MHC had taken the samples twice as on first instance these were not accepted by raising certain objections.

Counsel for the petitioner submits that there are contradictions in the statements of the Investigating Officer PW.4 and PW.1 MHC.

I have heard the counsel for the petitioner. The fact that the sample had been returned to MHC PW.1 has been established on the basis of affidavit submitted by him. A contradiction can always be used by the accused at the time of final arguments to his benefit.

No ground is made out for interference in the order declining to resummon the above said witness.

Dismissed.

**(M.M.S. BEDI)
JUDGE**

**May 4, 2016.
rka**