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**IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH****CRM-M-19533-2016*****Date of Decision: 31.05.2016******GURMEET KAUR******... Petitioner*****VS.*****STATE OF PUNJAB******..Respondent*****CORAM: HON'BLE MR. JUSTICE KULDIP SINGH**

Present: Mr. Sandeep Kumar, Advocate,
for the petitioner.

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)

Impugned in the present petition is the order dated 19.09.2014 (*Annexure P4*), passed by the learned Additional Sessions Judge, Kapurthala vide which the revision against the order dated 25.03.2013 passed by the learned Sub Divisional Judicial Magistrate, Sultanpur Lodhi on an application filed by the petitioner under Section 310 Cr. P.C. for appointment of Local Commission has been dismissed.

I have heard learned counsel for the petitioner.

It comes out that the trial is pending. The petitioner who is accused in the said case wants to prove certain facts.

I am of the view that the lower Court has exercised its discretion in not appointing the local Commission. The said order has also been tested in revision.

In the circumstances, there is no ground to interfere in the said order of the lower Court. If the petitioner feels that some facts are required to

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be proved he can always click photographs and get the site plan prepared from the draftsman and produce the same in his defence.

In view of the above, there is no illegality and infirmity in the orders by the two courts below. Accordingly, the petition is dismissed.

May 31, 2016
Suresh Kumar

[KULDIP SINGH]
JUDGE