

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CRM-M-22179-2015

Date of decision: 02.02.2016

Prabhu Ram

.....Petitioner

versus

State of Punjab and others

.....Respondents

CORAM: Hon'ble Mr.Justice Kuldip Singh

Present: Dr.Govinder Singh Brar, Advocate for the petitioner
Mr.A.S.Klar, AAG Punjab
Mr.K.B.S.Mann, Advocate for the respondent No.2

- 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)

Reply by way of affidavit of respondent No.2 filed in Court is taken on record.

Petitioner seeks quashing of FIR No.77 dated 19.6.2013 under Sections 324, 323, 341, 148, 149 IPC in which offences under Sections 307 and 325 IPC were added later on, registered at Police Station Lambi, District Muktsar.

Both the parties heard.

It is not disputed that the petitioner was not initially named in the FIR. He was later on named in the supplementary statement of the complainant. It is also not a denying fact that later on supplementary challan was presented against the present petitioner.

Learned State counsel on instruments from ASI Malkit Singh, has informed this Court that now 8 witnesses have been examined and only 3 are left to be examined. In this way, it is clear that most of the material evidence has already been led before the lower Court. In these circumstances, this Court refrains from making any comment on evidentiary value of statement of any witness as it will prejudice the trial.

Therefore, the present petition is disposed of with liberty to the petitioner to raise all the available pleas at the time of arguments before the trial Court. Prosecution is also directed to produce remaining witnesses before the lower Court at the earliest.

02.02.2016
gk

(Kuldip Singh)
Judge