

**IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH**

Date of decision: 04.10.2016

1. CRM-M-25565-2016 (O&M)

Smt. Suman

...Petitioner

Versus

State of Haryana and another

...Respondents

2. CRM-M-27100-2016 (O&M)

Smt. Suman

...Petitioner

Versus

State of Haryana and another

...Respondents

CORAM:HON'BLE MS. JUSTICE RITU BAHRI

**Present: Mr. Ajay Vijarana, Advocate,
for the petitioner(s).**

Ritu Bahri, J.

This order will dispose of CRM-M-25565-2016 and CRM-M-27100-2016 together as common question of law and facts are involved in both the petitions being arisen out of one common order.

Challenge in these petitions is to the order dated 08.04.2016 passed by the Additional Sessions Judge, Bhiwani, whereby summoning order dated 04.03.2015 passed by the Judicial Magistrate Ist Class, Charkhi Dadri has been set aside and the matter has been remanded back to the trial Court for passing fresh order after hearing the parties.

Vide order dated 04.03.2015, the trial Court had summoned the

accused to face trial under Sections 192, 217, 218, 420, 465, 468, 472, 474 and 120-B IPC. A perusal of this order shows that report of the Handwriting and Fingerprints Expert (Ex.CW4/A) along with other documents had not been discussed by the trial Court while summoning the accused.

Vide impugned order dated 08.04.2016 passed by the Additional Sessions Judge, Bhiwani, a direction has been given to the trial Court to pass a fresh order after conducting further enquiry into the matter.

At this stage, both these petitions i.e. CRM-M-25565-2016 and CRM-M-27100-2016 are disposed of by giving direction to the trial Court to go through the evidence led by the complainant in detail and thereafter, pass a fresh order with regard to summoning of the accused persons.

04.10.2016
ajp

(RITU BAHRI)
JUDGE

Whether speaking/reasoned	:	Yes/No
Whether reportable	:	Yes/No