

IN THE HIGH COURT OF PUNJAB AND HARYANA AT CHANDIGARH

CRM-M-27442-2016 (O&M).
Decided on: August 11, 2016.

Vishal Sood

.. Petitioner(s)

VERSUS

State of Haryana and another

.. Respondent(s)

* * *

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

* * *

PRESENT Mr.Pratham Sethi, Advocate,
the petitioner.

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

Vide impugned order dated 13.6.2016, the Judicial Magistrate First Class, Gurgaon, has allowed the application under Section 311 Cr.P.C. to summon four witnesses whose names were mentioned in the list of witnesses in order to establish certain transactions.

Counsel for the petitioner has submitted that the power under Section 311 Cr.P.C., has been used in the present case to the prejudice of the petitioner at a belated stage.

I have heard the counsel for the petitioner and gone through the impugned order.

I am of the opinion that no prejudice will be caused to the petitioner by the impugned order as right of the petitioner to cross-examine the said witness by getting an opportunity to impeach their credibility and establish the defence stands safeguarded and it will enable the Court to arrive at a just conclusion.

In view of said circumstances, this petition is disposed of accordingly.

(M.M.S. BEDI)
JUDGE

August 11, 2016.
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Whether speaking / reasoned
Whether Reportable:

Yes / No
Yes / No