

CRM-M- 32961-2016

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

CRM-M- 32961-2016

Date of Decision: 04.11.2016

Shinder Pal Sharma

... Petitioner

Versus

State of Haryana and others

... Respondents

CORAM: HON'BLE MR. JUSTICE INDERJIT SINGH

Present: Mr. V.D.Sharma, Advocate,
for the petitioner.

INDERJIT SINGH, J.

Petitioner, Shinder Pal Sharma, has filed this petition against respondents, State of Haryana, Krishna, Nisha and Sudesh, under Section 482 Cr.P.C. for quashing of order dated 18.08.2015 (Annexure P-3) passed by learned Judicial Magistrate Ist Class, Sonapat in case FIR No.568 dated 31.12.2012, under Sections 294, 500, 501 and 506 IPC, registered at Police Station Civil Line Sonapat whereby application under Section 319 Cr.P.C, filed by the petitioner-complainant, for summoning Krishna, Nisha and Sudesh as additional accused, has been dismissed and for quashing the judgment dated 24.08.2016 passed by learned Additional Sessions Judge, Sonipat whereby revision preferred by the petitioner, challenging the order dated 18.08.2015, has been

CRM-M- 32961-2016

dismissed.

I have heard learned counsel for the petitioner and perused the record.

From the record, I find that during the pendency of trial, an application under Section 319 Cr.P.C. was filed by the petitioner for summoning Krishna, Nisha and Sudesh as additional accused, who were put in column No.2 by the investigating officer. The challan was presented only against accused, Ravinder.

I have gone through the impugned order/judgment passed by the courts below, which are correct, as per evidence and law. In no way, findings recorded by the courts below can be held as perverse or against the law.

Perusal of the record shows that case has been registered under Sections 294, 500, 501 and 506 IPC. The main allegations are against accused, Ravinder. In one line of the FIR, a conspiracy has been alleged against the above named persons, who are sought to be summoned as additional accused. Perusal of the record shows that it does not appear to this Court that the persons, sought to be summoned as additional accused, are also involved in the commission of offence.

Keeping in view the facts and circumstances of the present case, I find that no illegality has been committed by the courts below while passing the impugned order/judgment and the same do not amount to miscarriage of justice.

CRM-M- 32961-2016

Therefore, finding no merit in the present petition, the same is dismissed.

04.11.2016
parveen kumar

(INDERJIT SINGH)
JUDGE

Whether speaking/reasoned	:	Yes
Whether reportable	:	No