

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

**CRM No.M-35662 of 2014
Date of Decision: 08.02.2016**

M/s Emson Engineering Industries

..... Petitioner

Versus

P.P. Nair

..... Respondent

CORAM: HON'BLE MR. JUSTICE NARESH KUMAR SANGHI

Present: Mr. Harkanwar Jeet Singh, Advocate,
for the petitioner.

Ms. Puja Chopra, Advocate,
for the respondent.

- Whether Reporters of the local papers may be allowed to see*
- 1 the judgment?*
 - 2. To be referred to the Reporters or not?*
 - 3. Whether the Judgment should be reported in the Digest?*

NARESH KUMAR SANGHI, J. (ORAL)

Challenge in the present petition is to the order dated 24.09.2014 (Annexure P-5) passed by learned Judicial Magistrate First Class, Ludhiana, whereby the application moved by the accused/respondent for summoning of the defence witnesses, was allowed, while the application of the petitioner-complainant for deleting the names of Joginder Kaur, Manmeet Kaur, Avneet Dhingra (partners of complainant firm) and Dalbara Singh (employee of the complainant firm) was dismissed.

During the course of arguments, the learned counsel

for the parties after taking instructions from their respective clients have agreed that out of the four witnesses named hereinabove, the respondent/accused would examine Smt. Joginder Kaur and Dalbara Singh in defence.

It is further made clear by them that the respondent/accused would also be allowed to examine other defence witnesses already permitted by the learned trial Court.

In view of the above, the present petition is disposed of with a direction that learned trial Court shall permit the respondent/accused to examine Smt. Joginder Kaur, Dalbara Singh, concerned clerk of the complainant Bank, with record from 07.04.2011 till 06.07.2012, concerned clerk of the accused Bank, with record from 07.04.2011 till 06.07.2012, concerned clerk of the Post Office, Main GPO, alongwith record of EP188308865IN done in new Courts on 08.10.2012 at 10.32 AM as defence witnesses.

(NARESH KUMAR SANGHI)
JUDGE

08.02.2016
Bhumika