

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

CRM-M-5649 of 2016

Date of decision: February 16, 2016

Rupinder Kaur

...Petitioner

Versus

Anish Bansal

...Respondent

CORAM: HON'BLE MR. JUSTICE RAJAN GUPTA

Present: Mr. L.M. Gulati, Advocate for the petitioner.

Rajan Gupta, J. (oral)

Petitioner has posed a challenge to orders passed by the courts below, whereby application of the respondent to append his signatures on the affidavit filed as examination-in-chief has been allowed.

Learned counsel for the petitioner submits that this course of action could not have been adopted by the courts below. The orders, thus, need to be set-aside.

I do not find any merit in the plea. It appears that only due to an inadvertent error affidavit in support of deposition could not be signed by the complainant. An application was later moved. Same was allowed. The court observed that in view of Section 311 Cr.P.C., it has power to recall any person and re-examine. In view of same, complainant was allowed to append his signatures on the affidavit already filed. Admittedly, contents of the affidavit are verbatim same as filed originally. This court finds no ground to interfere in inherent jurisdiction.

Dismissed.

**(RAJAN GUPTA)
JUDGE**

February 16, 2016
'Rajpal'