

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

CRM-M- 9803 of 2016

Date of Decision: March 18, 2016.

Varinderpal Singh

....Petitioner

Versus

Sukhwinder Singh Sandhu

.....Respondent

CORAM: HON'BLE MR.JUSTICE RAJAN GUPTA

Present: Mr. A.S.Manaise, Advocate, for the petitioner.

Rajan Gupta, J (Oral)

Present petition is directed against the order passed by Additional Sessions Judge, Gurdaspur whereby application filed by the complainant for producing additional evidence has been allowed in exercise of powers under Section 311 Cr.P.C.

Order has been assailed on the ground that the witnesses were not cited in the list of witnesses. No purpose would be served by his deposing before the court.

I have heard learned counsel for the petitioner.

During the pendency of trial, an application was moved stating that one witness Tarsem Singh could not be cited as a witness. He was required to depose regarding repair of certain electric items and re-installation of electricity connection in the tubewell room of the complainant which caught fire. Trial court came to the conclusion that evidence of the said witness was necessary for just decision of the case.

I am of the considered view that no interference is required in inherent jurisdiction of this court. It is settled law that power conferred on the court under Section 311 Cr.P.C is wide and can be exercised for any stage of the trial to arrive at a just decision. Present petition is thus without any merit and is hereby dismissed.

**(Rajan Gupta)
Judge**

March 18, 2016.

BB