

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

CRR No.158 of 2016(O&M)

Date of Decision:-11.02.2016

Jagpreet Singh.

.....Petitioner.

Versus

State of Haryana & Ors.

.....Respondents.

CORAM:- HON'BLE MR. JUSTICE JASWANT SINGH

Present:- Mr. Balkar Singh, Advocate for the Petitioner.

JASWANT SINGH, J (ORAL)

Present revision petition has been filed by the complainant directed against the order dated 23.12.2015 passed by the learned Additional Sessions Judge, Ambala whereby the application under Section 319 Cr.PC for summoning Saran as additional accused in FIR No.240 dated 8.7.2013 for offences punishable under Sections 120-B, 302, 201, 212, 302, 364 r/w Section 34 of Indian Penal Code has been dismissed.

Learned Counsel for the petitioner has argued that PW-8 and PW-2 have deposed that the car in which the deceased was taken away was driven by Saran and, therefore, case for his summoning is clearly made out.

After hearing learned Counsel for the petitioner, this Court is not inclined to interfere with the impugned order. It is evident that prosecution had earlier filed an application on 11.11.2014 for summoning

Bhim Sen as an additional accused. The allegations against Saran were known to the prosecution at that time. From the impugned order it further becomes clear that the improvements have been made by PW-2 Darshan Singh on his subsequent deposition after the summoning of additional accused Bhim Sen by improving his earlier testimony. It has been noticed that even in the disclosure statement of Randeep name of Saran had never cropped up neither there was any mention of the number of car used during the investigations by the police.

In view of the detailed and well reasoned order passed by the learned trial Court, no case for interference is made out.

Dismissed.

**(JASWANT SINGH)
JUDGE**

February 11, 2016
Vinay