

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

**Crl. Rev. No.30 of 2016 (O&M)
Date of decision : 09.12.2016**

Gurmit Singh and another

.....Petitioner(s)

Versus

State of Punjab and another

...Respondent(s)

CORAM: HON'BLE MRS. JUSTICE ANITA CHAUDHRY

Present: Mr. P.S. Hundal, Sr. Advocate with
Mr. Jashandeep, Advocate
for the petitioner.

Mr. J.S. Bhullar, AAG, Punjab.

Mr. JBS Gill, Advocate
for respondent no.2-complainant.

ANITA CHAUDHRY, J.

This revision is directed against the order dated 24.09.2015, vide which the mother-in-law and the father-in-law have been summoned as additional accused in FIR No. 196 dated 10.10.2014, registered under Section 304-B IPC (Section 302 IPC added later on), P.S. Model Town, Hoshiarpur.

I have heard both the sides. The submission on behalf of the petitioners is that in the first statement made by the complainant he had only named the husband who was challaned but seven days later he had named

the mother-in-law and the father-in-law and there was not even a whisper against them and the version has been changed. Reference has been made to ***D. Ramchandra Reddy Vs. State of Andhra Pradesh and another 2008 CRI. L.J. (NOC) 259 (A.P.)***

The argument on behalf of the complainant is that all the witnesses have been examined except the Investigating Officer and the case is nearing its final stages and the petitioners were living in the same house and the FIR is not supposed to include all the allegations and it is only to put the law into motion and charge had been framed which was not challenged and the case is now fixed for 14.12.2016.

The State counsel affirms the fact that the case has reached its final stages and only the Investigating Officer remains to be examined.

Charge has been framed against the petitioners. That order was not assailed. The petitioners have relied upon a judgment but the facts of the case are not available and in the absence thereof the head note is not sufficient. The trial is almost over, therefore, the merits of the case are not being gone into. The petitioners can raise all the pleas before the trial Court.

With these observations, the petition is dismissed.

09.12.2016

Sunil

(ANITA CHAUDHRY)
JUDGE

Whether speaking/reasoned : Yes/No

Whether reportable : Yes/No