

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

Crl. Revision No.461-2016 (O&M)
Date of decision: May 06, 2016

Gurmeet Kaur ...Petitioner

Versus

State of Punjab ...Respondent

CORAM: HON'BLE MR. JUSTICE RAJAN GUPTA

Present: Mr. Ashok Kumar Sama, Advocate for the petitioner.

Rajan Gupta, J.

This is a revision petition against the order dated 8.12.2015, passed by Special Court, Ludhiana, whereby application under section 311 Cr.P.C. filed by the petitioner has been dismissed.

The order has been assailed on the ground that trial court has not appreciated the plea of the petitioner in correct perspective. Powers under section 311 Cr.P.C. are wide, thus, the court ought to have allowed the application.

I have heard learned counsel for the petitioner and given careful thought to the facts of the case.

A criminal complaint was instituted by Drug Inspector under section 18-C read with Section 27 (b) (ii) and 18-A read with Section 248 of Drugs and Cosmetic Act, 1940, which is pending in the court of Judge, Special Court, Ludhiana. At the stage of defence evidence accused/ petitioner moved application under section 311 Cr.P.C. for recalling PW1

Roop Preet Kaur, Drug Inspector, Ludhiana. The prayer has been rejected by the trial court observing that petitioner was not able to show as to what question was left to be put to the said witness in her cross-examination.

I find no infirmity with the order. It is apparent that trial is nearing its culmination. It appears, application under section 311 Cr.P.C. has been moved by the petitioner only to delay the trial. The trial court has, thus, rightly rejected the application. There is no ground to interfere in inherent jurisdiction of this court.

Dismissed.

(RAJAN GUPTA)
JUDGE

May 06, 2016
'Rajpal'