

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

CRM-M-23104-2017

DATE OF DECISION:06.07.2017

KRISHAN LAL

... Petitioner

V.

RAM KISHAN AND ANR.

... Respondents

CORAM: HON'BLE MR. JUSTICE ANUPINDER SINGH GREWAL

Present: Mr. Manuj Nagrath, Advocate
for the petitioner.

ANUPINDER SINGH GREWAL, J. (ORAL)

The petitioner-complainant has challenged the order dated 28.09.2016 (Annexure P-6) whereby the application of the State under Section 311 of the Cr.P.C for recalling the witnesses was dismissed as well as the order dated 01.06.2017 whereby his revision thereagainst was dismissed by the appellate Court. The petitioner has also challenged order passed by the trial Court on 14.09.2016 closing the prosecution evidence. Learned counsel for the petitioner contends that the application was moved by the State for recalling the witnesses as the cross-examination of PW2 and PW3 could not be completed and the other witnesses had not been summoned.

I have heard the learned counsel for the petitioner.

The matter pertains to kalandra registered as DDR No.12 dated 08.04.2011 under Section 182 of the IPC. It is apparent from the perusal of the impugned orders that the State had been granted adequate opportunity for examination of the witnesses. The matter had been adjourned on several occasions for this purpose. The charge had in fact been framed on 10.08.2011.

The zimni sheet which has been attached as Annexure P-13 also indicates that

several opportunities had been granted to the prosecution to close its evidence. Therefore, I do not find any illegality in the impugned orders closing the evidence of prosecution as well as dismissing the application for recalling the witnesses in the exercise of jurisdiction under Section 482 of the Cr.P.C.

Consequently, petition stands dismissed.

July 06, 2017

SwarnjitS

(ANUPINDER SINGH GREWAL)

JUDGE

Whether speaking/reasoned	:	Yes / No
Whether reportable	:	Yes / No