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

**CRM-M-27608 of 2016**

**Date of decision: February 23, 2017**

Ram Babu @ Babu Ram

.....Petitioner

Versus

State of Haryana and another

.....Respondents

**CORAM: HON'BLE MR. JUSTICE A.B. CHAUDHARI**

**Present:** Mr. Ashok Kaushik, Advocate for the petitioner.

Mr. G.S. Salwara, DAG Haryana.

Respondent No.2 in person.

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**A.B. CHAUDHARI, J (Oral)**

Heard learned counsel for the rival parties.

In the present case, there is a challenge to the revisional order as well as order of JMIC, Hodal issuing process against the petitioner.

Learned counsel for the petitioner has invited my attention to certificate dated 11.08.2014 (Annexure P-2) so also the register of attendance. He, therefore, submits that the petitioner was present in the School at the relevant time when the offence alleged to have taken place on which the complaint was made by the complainant.

In my opinion, two Courts have examined the issue. In so far as the documents are concerned, I think it is the matter of evidence to be tested by cross-examination and by merely relying on the documents, the impugned orders cannot be interfered with till they put

to cross-examination.

In that view of the matter, this petition is disposed of reserving liberty in favour of the petitioner to raise all the points in accordance with law.

**(A.B. CHAUDHARI)**  
**JUDGE**

**February 23, 2017**  
mahavir

Whether speaking/ reasoned: Yes/No

Whether Reportable: Yes/No