

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

**CRL. MISC. No.M-29697 OF 2016
DATE OF DECISION : 8th SEPTEMBER, 2017**

Charanjit Kumar Joshi

.... Petitioner

Versus

State of Punjab & another

.... Respondents

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

* * * *

Present : Mr. Parminder Singh-I, Advocate for the petitioner.

Mr. Dhruv Dayal, Sr. D.A.G. Punjab.

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A. B. CHAUDHARI, J. (ORAL)

Heard learned counsel for the rival parties at length.

Learned State counsel submits that the prosecution evidence has been finished in the trial Court and the trial is fixed for DWs.

The challenge in the present petition is regarding validity of order granting sanction by the competent authority. The submission is that in the first place the sanction was declared for the reasons recorded in the first order declining the sanction. The second order of sanction that has been made, does not considered first order in the first place and secondly there was no fresh material or evidence collected by the agency to make the change of mind.

In my opinion, it is too late in the day to raise this contention because the trial has been completed and is only now fixed for defence witnesses.

All the pleas taken by the petitioner are kept open for being raised before the trial Court, including the one raised before me in the present petition.

In that view of the matter, the trial Court is directed to complete the trial as expeditiously as possible and also consider the pleas raised any before the trial Court.

The petition is disposed of with direction to the trial Court as aforesaid.

8th SEPTEMBER, 2017
‘raj’

(A. B. CHAUDHARI)
JUDGE

<i>Whether speaking/reasoned:</i>	<i>Yes</i>	<i>No</i>
<i>Whether Reportable:</i>	<i>Yes</i>	<i>No</i>