

CRM-M-32515-2017

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

CRM-M-32515-2017

Date of Decision: 04.09.2017

Paramjit Singh and another

... Petitioners

Versus

State of Punjab and another

... Respondents

CORAM: HON'BLE MR. JUSTICE INDERJIT SINGH

Present: Mr. Gursimar Singh Alagh, Advocate,
for the petitioners.

INDERJIT SINGH, J.

Petitioners-Paramjit Singh and Nitin Walia have filed this petition under Section 482 Cr.P.C. against respondents-State of Haryana and Kulwant Singh for quashing of the impugned order dated 07.07.2017 (Annexure P-1) passed by learned Additional Sessions Judge, Ludhiana vide which criminal revision filed by the petitioner challenging the order dated 15.12.2015 passed by learned Judicial Magistrate Ist Class, Ludhiana, was dismissed.

I have heard learned counsel for the petitioners and have gone through the record.

At the time of arguments, learned counsel for the petitioners argued that a Compact Disc (C.D.) has been relied upon by the prosecution, but copy of the same has not been delivered under Section 207 Cr.P.C. and, therefore, framing of charges without supplying the copy of the Compact

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Disc is illegal and it is to be set aside. Learned counsel for the petitioners stated that he has been engaged by the petitioners in the trial court and when the inspection was made, he came to know that copy of the Compact Disc has not been supplied.

Nothing has been argued on any other point.

It is admitted by learned counsel for the petitioners at the time of arguments that till now, neither any application has been filed before the trial Court for supplying the copy of Compact Disc, nor any request has been made to the trial Court for supplying the same. When the petitioners have not made any request or brought it to the notice of the trial court at any stage that till now the copy of Compact Disc has not been supplied nor this point was raised at the time of arguments at the stage of framing of charges, then on this ground, charges cannot be quashed.

Therefore, from the above discussion, I find that the impugned order dated 07.07.2017 passed in revision by learned Additional Sessions Judge, Ludhiana and the charge-sheet dated 15.12.2015 are correct and as per law. In no way, the same can be held as illegal.

Therefore, finding no merit in the present petition, the same is dismissed.

04.09.2017

parveen kumar

**(INDERJIT SINGH)
JUDGE**

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