

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CRM No. M-33583 of 2017 (O/M)
Date of decision : 12.9.2017

Loveleen Petitioner
Versus
State of Haryana and others Respondents

CORAM : HON'BLE MR. JUSTICE KULDIP SINGH

Present:- Mr. Gurmeet Singh, Advocate, for the petitioner.

1. Whether the Reporters of local newspaper may be allowed to see the judgment ?
 2. To be referred to the Reporter or not.
 3. Whether the judgment should be reported in the digest ?
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KULDIP SINGH J. (ORAL)

The petitioner claims that FIR No. 729 dated 2.8.2017 was registered under Sections 323, 342, 506, 34 IPC at Police Station City Hissar. In the said case, after the investigation, the challan has been presented before the learned Illaqa Magistrate. The plea of the petitioner is that from the facts and medical evidence, Section 307 IPC is also made out. Therefore, the police should carry out further investigation and file the supplementary challan.

I am of the view that since the entire record of the case has been placed before the trial Court, therefore, the petitioner is always at liberty to press before the trial Court for addition of offence under Section 307 IPC. It is for the trial Court to see whether the cognizance of the offence is to be taken or whether the said offence is to be added.

Disposed of with liberty to the petitioner to approach the learned Illaqa Magistrate to raise appropriate pleas.

(KULDIP SINGH)
JUDGE

12.9.2017
sjks

Whether speaking / reasoned : Yes
Whether Reportable : No