

243

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

\*\*\*\*

**CRM-M No. 36222 of 2015  
Date of Decision: 04.09.2017**

\*\*\*\*

Paramjit Singh and others

..... Petitioners

Versus

State of Punjab and another

..... Respondents

**CORAM: HON'BLE MR. JUSTICE SUDIP AHLUWALIA**

Present: Mr. Sherry K.Singla, Advocate,  
for the petitioners.

Mr. V.G. Jauhar, Senior D.A.G., Punjab,  
for respondent No. 1.

None for respondent No. 2.

\*\*\*\*

**SUDIP AHLUWALIA, J. (ORAL)**

Service of respondent No. 2 is complete as per Report, but no one has put in appearance on his behalf.

2. In this case, the petitioners seek quashing of the impugned order passed by the Ld. J.M.I.C., Talwandi Sabo, on 17.07.2015, vide which the cross-examination of two prosecution witnesses, namely Jagga Singh and Manpreet Kaur, was treated as closed. The contention of the petitioners in this regard is that the omission on the relevant date was of their Ld. counsel in the Ld. Trial Court, for which the petitioners

themselves could not be penalized. It is further submitted that all the other prosecution witnesses examined subsequent to the impugned order have been duly cross-examined by their conducting counsel, and they, therefore, simply seeks an opportunity for recalling the aforesaid two witnesses for their cross-examination.

3. In the interest of justice, considering the entire background noted above, the instant petition is allowed and the petitioners are granted liberty to cross-examine the two prosecution witnesses, namely Jagga Singh and Manpreet Kaur, on recall, but only after evidence of the other prosecution witnesses is first exhausted. However, the admissible costs for recalling these witnesses shall have to be borne out by the petitioners.

4. Disposed off.

**04.09.2017**

*Apurva*

**(SUDIP AHLUWALIA)  
JUDGE**

1. Whether speaking/ reasoned : Yes/ No
2. Whether reportable : Yes/ No