

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

CRM-M -4518 of 2017 (O&M)

Date of decision: 14.02.2017

Santokh Singh

...Petitioner

Versus

State of Punjab and another

...Respondents

CORAM: HON'BLE MR.JUSTICE JITENDRA CHAUHAN

Present: Mr. Kiran Kumar, Advocate for the petitioner.

Jitendra Chauhan, J. (Oral)

By filing the present petition under Section 482 of the Code of Criminal Procedure, the petitioner has sought quashing of the impugned order dated 02.12.2016 (Annexure P-5) passed by learned Addl. Sessions Judge, Jalandhar, vide which the application filed by the petitioner for producing certain documents by way of additional evidence was declined.

It is contended that the impugned order dated 02.12.2016 is illegal and arbitrary in manner. The documents sought to be produced are necessary for the just decision of the case. The learned Appellate Court has not taken into consideration the fact that the learned counsel for the petitioner has requested the trial Court to call for the cash book, income tax return etc., of respondent No.2, however, the same was declined causing great prejudice to the case

of the petitioner.

Heard.

On appreciation of entire material on record, this Court finds that there is no force in the assertions raised by the learned counsel as the petitioner had sufficient opportunity to cross examine respondent No.2 and produce the documents in support of his case. A lengthy cross examination had been done upon respondent No.2. The fact that the cheque in question was dishonoured due to insufficient funds is not in dispute. There is no merit in the instant petition which is hereby dismissed.

14.02.2017
sumit.k

(JITENDRA CHAUHAN)
JUDGE

Whether speaking/reasoned :	Yes	No
Whether Reportable :	Yes	No