

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

**CRM-M-9177-2017 (O&M)
Date of decision: - 25.8.2017**

Baldev Singh and another

.....Petitioners

versus

Surinder Kaur

.....Respondent

CORAM: - HON'BLE MR. JUSTICE ARVIND SINGH SANGWAN.

Present: - Mr. Arpan Sabharwal, Advocate for petitioners.

Mr. J.S. Lalli, Advocate for respondent.

ARVIND SINGH SANGWAN, J (ORAL)

Present petition has been filed under Section 482 Cr. P.C. for setting aside the order dated 17.1.2017 passed by Judicial Magistrate Ist Class, Jalandhar in a complaint whereby pre-charge evidence of the petitioner has been closed by order.

It is submitted on behalf of the petitioner that petitioner has changed their counsel and he was not aware of the date fixed for pre-charge evidence. However, learned counsel for respondent has submitted that a perusal of interim orders (Annexure P-4) shows that sufficient opportunities were granted to the petitioner for leading pre-charge evidence and the petitioner was negligent in concluding the evidence.

However, considering the fact that the petitioner had not been able to lead any evidence in their precharge evidence, one effective opportunity is granted to the petitioner to conclude their entire evidence, subject to payment of cost of ₹

date of hearing before the trial Court. The said cost shall be a pre-condition for granting the opportunity to the petitioner to lead evidence.

Disposed of as above.

25.8.2017
preeti

(ARVIND SINGH SANGWAN)
JUDGE

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