

CRR-2080-2017

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

CRR-2080-2017

Date of Decision: 02.06.2017

Mohinder Singh

... Petitioner

Versus

State of Punjab

... Respondent

CORAM: HON'BLE MR. JUSTICE INDERJIT SINGH

Present: Mr. Bikramjeet Singh Jatana, Advocate,
for the petitioner.

INDERJIT SINGH, J.

Petitioner-Mohinder Singh has filed this revision under Section 401 Cr.P.C. challenging the impugned order dated 20.04.2017 passed by learned Judge, Special Court, Patiala, vide which application under Section 311 Cr.P.C. moved by the prosecution for summoning HC Kulwant Singh as a witness, who was cited as witness in the challan, but not examined during the prosecution evidence, was allowed.

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

From the record, I find that the order of deciding application under Section 311 Cr.P.C. by the trial Court during the proceedings is an interlocutory order. Section 397(2) Cr.P.C. provides that no revision is maintainable in relation to any interlocutory order passed in any appeal, inquiry, trial or other proceeding. As the impugned order passed by the trial

CRR-2080-2017

Court is interlocutory one, therefore, the instant revision is not maintainable. Hence, the instant revision is dismissed on this ground.

However, the petitioner will be at liberty to avail appropriate remedy as available to him in accordance with law.

02.06.2017
parveen kumar

(INDERJIT SINGH)
JUDGE

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