

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

**CRR No.3351 of 2017 (O&M)
Date of decision : September 20, 2017**

Sheela Devi

..... Petitioner

Versus

State of Haryana and others

..... Respondents

CORAM : HON'BLE MR. JUSTICE KULDIP SINGH

Present:- Mr. Devinder 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 ?

KULDIP SINGH J. (ORAL)

CRM-29860-2017

There is delay of 36 days in filing the present revision petition.

For the reasons mentioned in the application, delay of 36 days in filing the present revision petition is condoned, subject to all just exception.

Application stands disposed of.

Main Case

Heard.

A perusal of the impugned order dated 22.05.2017 passed by learned Addl. Sessions Judge, Bhiwani, whereby the application of the petitioner-complainant filed under Section 319 Cr.P.C. was dismissed, shows that even as per version of the petitioner-complainant, no injury is attributed to Anita, Rakesh and Bhim Singh, who were sought to be summoned under Section 319 Cr.P.C.. They were found innocent during investigation. As such, there is no ground to summon Anita, Rakesh and

Bhim Singh. The present revision qua them stands dismissed. So far as

Dharmender is concerned, he is attributed one injury on the head of the petitioner-complainant and another injury on the person of Harender.

In this case, the petitioner-complainant as well as one Bhim Singh from the complainant's side has been examined. However, the doctor has not been examined so far.

In these circumstances, the present revision petition qua Dharmender is disposed of with liberty to the petitioner to move fresh application under Section 319 Cr.P.C. after the doctor is examined and proves the MLR and the x-ray report, to enable this Court to see whether the injury attributed to said Dharmender is corroborated by the medical evidence of not? After the doctor is examined and the application is moved, the Court will pass a fresh order taking into consideration the medical evidence also.

As such, the present revision petition is partly allowed and partly dismissed.

(KULDIP SINGH)
JUDGE

September 20, 2017

sarita

Whether speaking / reasoned Yes

Whether Reportable: No