

THE HON'BLE DR. JUSTICE SHAMEEM AKTHER

CRIMINAL REVISION CASE No.638 OF 2018

ORDER:

Heard learned counsel for the petitioner/A.1, learned Additional Public Prosecutor for the respondent-State and perused the record.

The *de facto* complainant is not made as party in this case. If an order is passed without hearing the *de facto* complainant, it would cause prejudice. The *de facto* complainant is a necessary party to appreciate all the facts and circumstances of the case. Therefore, the petitioner is directed to implead the *de facto* complainant as respondent No.2 in this case.

At this juncture, learned counsel for the petitioner would submit that this revision can be disposed of with the above direction. So that, the petitioner can file a fresh criminal revision case impleading the *de facto* complainant as respondent No.2.

In view of the submissions made, without expressing any opinion on the merits of the case, the Criminal Revision Case is disposed of.

Registry is directed to return the certified copy of the impugned order to the petitioner. The petitioner is granted liberty as prayed for.

The Miscellaneous Petitions, if any, pending shall stand closed.

Dr. SHAMEEM AKTHER, J

18th April, 2018.
ssp