

IN THE HIGH COURT OF PUNJAB AND HARYANA AT CHANDIGARH

CRM-M-11352-2018 (O&M)
Date of Decision:-28.08.2018.

Poonam

.....Petitioner

Versus

State of Haryana and another

.....Respondents

CORAM: HON'BLE MR. JUSTICE P.B. BAJANTHRI

Present: Mr. Mukesh Yadav, Advocate for the petitioner.

Mr. Ashish Sanghi, DAG, Haryana.

Mr. Tapan Kumar, Advocate for respondent No.2.

P.B. BAJANTHRI, J. (Oral)

In the instant petition, petitioner has challenged the orders dated 03.11.2014 whereby he was summoned to face trial under Section 420 IPC (Annexure P-1) and 09.02.2018 whereby revision petition filed against the said order has been rejected.

2.) Learned counsel for the petitioner intends to argue the matter on merit, whereas the present petition has been filed under Section 482 Cr.P.C. No ground has been made out as to what is the error committed by the Courts below in passing orders dated 3.11.2014 and 9.2.2018 vide Annexures P-1 and P-2, respectively.

3.) There are sufficient material before the Court below which reads as under:-

CW2 Dharmbir, CW3 Suman Devi, CW4 Jagdish has been carefully read over, not only this the documentary evidence mark-A to Mark-K has also been examined beside considering documents Ex.C1 to Ex.C11. Ld. Trial court has relied upon the contents of Mark-A especially to hold that the revisionist herself admitted that she took more than Rs.1,00,000/- from Manoj and his father and she used to give this amount to Krishan. At the same time, Ld. Trial court rightly reached to the fact that receipt Ex.C6 could not be considered as original, because in the untraced report submitted by the police, it was mentioned that the original of this receipt is still lying untraced.”

However, Trial Court only found prima-facie case against the petitioner and he has opportunity to cross-examine the witness before framing of charge. Therefore, no ground is made out to interfere with the orders of Court below.

4.) Accordingly, petition stands dismissed.

(P.B. BAJANTHRI)
JUDGE

August 28, 2018.
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Whether speaking/reasoned:-

Yes / No

Whether Reportable:-

Yes / No.