

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

**CRM-M-21375-2018 (O&M)
Date of decision : 27.11.2018**

Jasmine Kaur

..... Petitioner

Versus

State of Punjab and another

..... Respondents

CORAM : HON'BLE MR. JUSTICE KULDIP SINGH

Present:- Mr. Dhiraj Chawla, Advocate for the petitioner.

Ms. Sunint Kaur, AAG, Punjab.

Mr. Karanjeet Singh Brar, Advocate
for respondent No. 2.

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-39089-2018

Application is allowed. Annexures P-3 to P-6 are taken on record and exemption to file certified/typed copies of the same is dispensed with.

Disposed of.

CRM-M-21375-2018

Heard.

Present petition filed under Section 439(2) of the Code of Criminal Procedure for cancellation of bail granted to respondent No.2- Prem Pal Mehal by learned Additional Sessions Judge, Fazilka vide order dated 23.4.2018 (Annexure P-2) in case FIR No. 16 dated 30.3.2018 under

Sections 419,420, 465, 467, 468, 471 and 120-B of the Indian Penal Code registered at Police Station Khuhian Sarwar, District Fazilka (Annexure P-1).

Learned counsel for the petitioner has pointed out that in fact there is an error in the order passed by learned Additional Sessions Judge. The order pertains to Varinder Pal Singh Hayer whereas it has been mentioned as application of Prem Pal Mehal. Learned Additional Sessions Judge, in his report has stated that due to copy/paste, such error has occurred.

In any case, this Court would not like to extend the issue further. All the offences are triable by the Magistrate. The application for bail was filed by Prem Pal Mehal. Though there is an error apparent in the record regarding mentioning of wrong name of the accused, however, it is ordered that the said order be read qua Prem Pal Mehal. Since trial is going on and all the offences are triable by the Magistrate, there is no ground to cancel the bail only on the ground of clerical error in the order.

Dismissed.

(KULDIP SINGH)
JUDGE

27.11.2018
preeti

Whether speaking / reasoned	Yes
Whether Reportable:	No