

IN THE HIGH COURT OF PUNJAB & HARYANA
AT CHANDIGARH

128

CRM-M-33235-2018

Date of Decision: August 06 , 2018

Indra and others

.....Petitioner(s)

versus

State of Punjab

.....Respondent(s)

CORAM: HON'BLE MR.JUSTICE SUDHIR MITTAL

Present: Mr. Peeush Gagneja, Advocate for the petitioners.

Sudhir Mittal, J. (Oral)

The petitioners challenge impugned order dated 19.12.2016 (Annexure P-3) whereby application under section 319 Code of Criminal Procedure, 1973 (for short Cr.P.C.) has been allowed by the learned Judicial Magistrate Ist Class, Abohar as well as order dated 15.05.2018 (Annexure P-5) whereby their revision has been rejected.

2. Learned counsel for the petitioners submits that petitioner No.1 is daughter-in-law of the complainant and petitioners No.2 and 3 are his grand-daughters. While submitting application under section 173 Cr.P.C., the Police had kept the petitioners in Column No.2 and the Court has erroneously summoned them as additional accused. However, the error in the impugned order has not been pointed out. Perusal of the impugned order dated 19.12.2016 (Annexure P-3), shows that the complainant has appeared as PW-1 and has reiterated the contents

of the FIR. The same has been corroborated by PW2 as well as PW-3. On the basis of evidence on record, the learned trial Court felt satisfied that the case for summoning of the additional accused under section 319 Cr.P.C. was made out. Since the requirements of the aforementioned provisions of law, have been fulfilled and learned counsel for the petitioner, has failed to point out any error in the impugned order.

3. Accordingly, the petition is held to be without merit and is disposed of as such.

August 06, 2018

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[SUDHIR MITTAL]
JUDGE

Whether speaking/reasoned :	Yes
Whether Reportable :	No