

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

116

CRM-M-36543-2018

Date of Decision: August 24, 2018

Surjit Singh

.....Petitioner(s)

versus

State of Punjab

.....Respondent(s)

CORAM: HON'BLE MR.JUSTICE SUDHIR MITTAL

Present: Dr. Anmol Rattan Sidhu, Sr. Advocate with
Mr. Pratham Sethi, Advocate for the petitioner.

Sudhir Mittal, J. (Oral)

The petitioner has approached this Court with the grievance that an application dated 17.09.2010 (Annexure P-2) was filed before the learned trial Court but while deciding the case, the learned trial Court failed to pass any orders on the said application. Now, an appeal is pending against the order of the trial Court and he prays for direction to the appellate Court to take into consideration the said application, while deciding the appeal.

A perusal of the application dated 17.09.2010 (Annexure P-2), shows that the said application refers to the legal position regarding the case. While deciding the appeal, the appellate Court is bound to take into consideration the legal position and thus, no orders are required to be passed for taking into consideration the application (Annexure P-2) while deciding the appeal.

With the above observations, the present petition stands disposed of.

August 24, 2018

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[SUDHIR MITTAL]

JUDGE