

IN THE HIGH COURT OF PUNJAB & HARYANA AT CHANDIGARH

Crl. Misc. No. M-432 of 2018
Date of Decision: January 09, 2018

Navdeep @ Deepu

.....Petitioner

versus

State of Haryana

.....Respondent

CORAM: HON'BLE MR.JUSTICE SUDHIR MITTAL

Present: Mr. Ashish Gupta, Advocate
for the petitioner

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Sudhir Mittal, J. (Oral)

Notice of motion.

Mr. Nishchal Mann, DAG, Haryana accepts notice on behalf of the respondent-State. Let two copies of petition be supplied to him during the course of the day.

The grievance of the petitioner is that the prosecution evidence has been closed vide order dated 02.01.2018 (Annexure P-3) and the case is fixed today for recording the statement of the accused under Section 313 Cr.P.C.

Learned counsel for the petitioner submits that examination of Dr. Prince is extremely crucial for the prosecution and one last and final opportunity may be granted to examine him at the risk and responsibility of the prosecution.

Considering the facts and circumstances of this case, I deem it appropriate to set aside order dated 02.01.2018 (Annexure P-3), so far as it pertains to closure of the prosecution evidence. Learned trial Court will grant one opportunity to the prosecution to produce Dr. Prince. The said witness would be

produced on the next date of hearing, failing which the trial Court shall proceed with the case from the stage of recording of statement under Section 313 Cr.P.C.

The petition is accordingly disposed of.

January 09, 2018

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[SUDHIR MITTAL]
JUDGE

Whether speaking/reasoned : Yes/No

Whether Reportable : Yes/No