

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

**CRR-1782-2017 (O&M)
Decided on: 13.09.2018**

.... Petitioners

Daljit Kaur and others

Versus

State of Punjab and another

..... Respondents

CORAM: HON'BLE MR. JUSTICE H.S. MADAAN

Present: Mr. R.K. Trikha, Advocate,
for the petitioners.

Mr. Rakeshinder Singh Sidhu, AAG, Punjab.

Mr. N.S. Swaitch, Advocate,
for respondent No.2.

H.S. MADAAN, J (ORAL)

Reply to the application for stay on behalf of respondent No.2 filed,
which be taken on record.

Vide order dated 26.03.2014, SDJM, Samrala discharged Kulvir
Kaur and Daljit Kaur for an offence under Section 494 of IPC and in terms of
order dated 29.11.2014 accused No.3 Charanjit Singh was also discharged.

Complainant had challenged those orders by way of filing a revision
petition to Court of Sessions, which was assigned to Additional Sessions Judge,
Ludhiana who vide order dated 07.04.2017 accepted the revision petition and set
aside those two orders passed by SDJM, Samrala issuing direction to him to pass
speaking order afresh after considering the aspects discussed in that judgment.

Petitioners are feeling aggrieved by the said order and have
approached this Court praying that this order passed by Additional Sessions
Judge, Ludhiana be set aside.

During the course of arguments, it has been agreed that in the trial Court, the petitioners who are stated to be non-resident Indians shall be represented by their counsel, who shall advance arguments on their behalf and if after hearing arguments, the trial Court comes to the conclusion that charge is to be framed against the petitioners, then petitioners shall appear in the Court. Though, they reserve their rights to challenge the order which might be passed by the trial Court with regard to framing of charge by way of filing revision or petition under Section 482 Cr.P.C. etc.

Accordingly, the petition stands disposed of in such terms agreed upon between the parties.

The petitioners and complainant may appear through their counsel in the trial Court on the date so fixed for further proceedings.

(H.S. MADAAN)
JUDGE

13.09.2018
Dinesh

Whether speaking/reasoned : Yes/No

Whether Reportable : Yes/No