

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

CRR-4241-2017

Date of decision: 17.1.2018

Karnail Singh and another

.....Petitioners

Versus

State of Punjab

.....Respondent

CORAM : HON'BLE MR.JUSTICE MAHABIR SINGH SINDHU

Present: Mr. Harish Sharma, Advocate
for the petitioners.

MAHABIR SINGH SINDHU, J. (ORAL)

This petition has been challenged for setting aside impugned order dated 28.8.2017 passed by learned trial Court vide which application under Section 319 Cr.P.C. has been allowed partly.

It is contended that the impugned order is not legally sustainable as both the petitioners were declared innocent and that was only a family dispute.

Heard learned counsel for the petitioners and perused the impugned order.

The application under Section 319 Cr.P.C. reveals that it was filed for summoning of six persons as accused namely Jaspreet Singh @

Raju, Karnail Singh, Varinder Singh Bindri, Maninderpal Singh @ Honey, Manjit Singh and Tejinder Singh, but learned trial Court instead of summoning all the six, thought it appropriate to summon the present petitioners on the basis of the fact that they have been specifically named by complainant-Harjit Singh in the FIR, his statement recorded under Section 161 Cr.P.C. as well as while appearing as PW-1.

In view of the above, this Court does not find any infirmity or illegality with the impugned order.

Dismissed.

(MAHABIR SINGH SINDHU)
JUDGE

17.1.2018
Gaurav Sorot

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| 1. | Whether reportable? | No |
| 2. | Whether reasoned / speaking? | No |