

CrI. Misc. No. M-1303 of 2019
Date of Decision: January 15, 2019

Mahant Chamkaur Singh

.....Petitioner

versus

State of Punjab

.....Respondent

CORAM: HON'BLE MR. JUSTICE SUDHIR MITTAL

Present: Mr. M.S. Bedi, Advocate
for the petitioner

Sudhir Mittal, J. (Oral)

The petitioner seeks quashing of order dated 15.12.2018 vide which learned Judicial Magistrate Ist Class, Patiala has rejected his application under Section 311 Cr.P.C.

A perusal of the impugned order shows that cross-examination of the petitioner was done on 09.06.2017 and application under Section 311 Cr.P.C. was moved sometimes in October, 2018. Meanwhile, it was never pointed out that some error had crept into his statement.

A litigant is required to be vigilant regarding his rights and in case he sleeps over it, he can not claim relief at a belated stage. The matter is now fixed for defence evidence and the trial Court was, thus, justified in rejecting the application.

There is no merit in this petition and the same is dismissed.

January 15, 2019

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[SUDHIR MITTAL]
JUDGE

Whether speaking/reasoned : Yes/No

Whether Reportable : Yes/No