

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

CRM-M-31140-2017(O&M)

Date of decision: 23.10.2019

Narinder Singh @ Narinderpal Singh

.....Petitioner

Versus

State of Punjab and another

.....Respondents

CORAM: HON'BLE MR. JUSTICE ANIL KSHETARPAL

Present:- Mr.Sumit Kalyan, Advocate for
Mr. G.S.Madaan, Advocate for the petitioner
Mr. S.P.S.Tinna, Addl. AG, Punjab
Mr. Anurag Gupta, Advocate for respondent No.2

ANIL KSHETARPAL, J. (ORAL)

Challenge is to the order passed by learned Additional Sessions Judge dated 16.8.2017 directing the Trial Court to proceed further in the matter as prima facie for the purpose of charge, offence under Section 326 IPC is made out. In other words dispute is whether such direction could be issued by the learned Additional Sessions Judge or not. The Judicial Magistrate dismissed the application for amendment of charge, however, in revision, learned Additional Sessions Judge on appreciation of material available on the file, including evidence of the doctors, formed an opinion.

Learned counsel for the State on instructions from ASI Chamkaur Singh has submitted that prosecution has recorded its entire evidence.

It is well settled that charge can be amended at any stage. Once trial of the case is at fag end, this Court is of the considered view that present petition deserves to be disposed of by granting liberty to

the petitioner to take all defences before the learned Trial Court.

Disposed of.

23.10. 2019	(ANIL KSHETARPAL)
rekha	JUDGE
Whether speaking/reasoned	Yes / No
Whether Reportable	Yes / No