

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

202

**CRM-M-5198-2017(O&M)
Date of Order:14.11.2019**

VIKAS GOYAL

..Petitioner

Versus

JASWINDER SINGH & ANR

..Respondents

CORAM: HON'BLE MR. JUSTICE ANIL KSHETARPAL

Present: Mr. A.D.S.Jattana, Advocate, for the petitioner.
Mr. Jaspal Singh Pannu, Advocate, for the respondents.

ANIL KSHETARPAL, J(Oral)

Accused-petitioner has filed this petition challenging order passed by learned Chief Judicial Magistrate dated 01.02.2017, which is extracted as under:-

“An application seeking exemption from personal appearance of accused Vikas Goel has been filed. Heard. In view of the contents mentioned in the application, personal appearance of accused Vikas Goel is exempted for today only.

CW1 Jaswinder Singh Grewal present for his cross-examination but could not be examined as defence counsel is not available. So, cross-examination of CW1 is treated as Nil. Opportunity given. Now to come up on 22.02.2017 for remaining CWs.”

After arguing for some time, counsel for the parties have come to a consensus. They have agreed that let counsel for the petitioner get an opportunity to cross-examine the complainant in view of the fact that brother of the counsel for the accused had met with an accident and he could not appear before the Court on 01.02.2017.

Keeping in view the aforesaid facts, the order dated 01.02.2017 is set aside.

Learned Chief Judicial Magistrate is directed to give one opportunity to cross-examine the complainant, who is directed to remain

present on the next date of hearing i.e. the date already fixed before the trial court.

Disposed of accordingly.

November 14, 2019
nt

(ANIL KSHETARPAL)
JUDGE

Whether speaking/reasoned	: Yes/No
Whether reportable	: Yes/No