

IN THE HIGH COURT OF PUNJAB AND HARYANA AT CHANDIGARH.

Sr. No. 106

Case No. : C. R. No. 3893 of 2019 (O&M)

Date of Decision : October 01, 2019

Amanpreet Kaur Kang Petitioner
vs.
Kanwalvir Singh Kang and another Respondents

CORAM : HON'BLE MR. JUSTICE DEEPAK SIBAL.

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Present : Petitioner in person.

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DEEPAK SIBAL, J. (Oral) :

Through the present petition filed under Article 227 of the Constitution of India, a direction is sought to be issued to the Trial Court for conducting a fair and impartial trial and to preserve the CCTV footage dated 15.05.2019 of the Court of Shri Rajesh Sharma, Additional District Judge, Chandigarh (UT). A prayer has also been made for conducting an inquiry into the issuance of dasti summons to the witnesses of the petitioner when there was no such order of the Court.

Without going into and commenting on the allegations made in the present petition, this Court has no hesitation in issuing a direction to the Trial Court to ensure that all witnesses in the trial are examined without them being intimidated as that is the basic requirement of a fair and impartial trial.

So far as the second prayer made by the petitioner with regard to preservation of CCTV footage in the Court of Shri Rajesh Sharma, Additional District Judge, Chandigarh is concerned, the same has already been accepted by this Court through its order dated 13.08.2019 and resultantly, the camera footage of the concerned Court be preserved. However, the preserved footage would not be viewed except with the prior permission of this Court.

Qua the third prayer with regard to conducting of an inquiry into the allegations made by the petitioner with regard to the issuance of dasti summons without there being any specific order by the Trial Court, the petitioner is granted liberty to file an appropriate application before the District and Sessions Judge, Chandigarh who shall consider and dispose of the same in accordance with law.

The petition is disposed of in the above terms.

All the applications in the present petition also stand disposed of accordingly.

(DEEPAK SIBAL)
JUDGE

October 01, 2019
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<i>Whether speaking/reasoned ?</i>	<i>Yes/No.</i>
<i>Whether reportable ?</i>	<i>Yes/No.</i>