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

**CRR-2266-2019 (O&M)
Date of decision-09.09.2019**

Saffina Dhaliwal

....Petitioner

Vs.

State of Punjab

...Respondent

CORAM:- HON'BLE MR. JUSTICE MANOJ BAJAJ

Present: Mr. Tejvir Singh, Advocate for the petitioner.

MANOJ BAJAJ, J.

Saffina Dhaliwal has preferred this petition to challenge the order dated 23.07.2019 passed by the appellate Court whereby application moved under Section 216 Cr.P.C for alteration of charge by addition of offence punishable under Section 302 IPC in case FIR No.95 dated 19.03.2002 at Police Station Sadar Kotkapura was declined.

A perusal of the impugned order reveals that the case of the prosecution is based upon the suicide note and the final report indicting the accused for the offence punishable under Section 306 IPC was filed. The trial Court has further noticed that there is no new evidence which has emerged during trial warranting alteration of the charge. The Court has carefully examined the evidence of PW-13- Saffina Dhaliwal to observe that her statement is not enough to alter the charge.

Learned counsel for the petitioner contends that PW-13 (Saffina Dhaliwal) was the witness to the extra judicial confession allegedly suffered

by the accused (her mother), which was made by the accused through the video call when the petitioner was in Canada. He is unable to show any evidence in this regard collected by the Police during investigation, particularly when the order on the charge or the final report has not been placed on record. It is also not disputed that the trial is at the fag end.

In view of the above, this Court does not find any reason to invoke inherent powers under Section 482 Cr.P.C.

Resultantly, petition is dismissed.

(MANOJ BAJAJ)
JUDGE

09.09.2019
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Whether speaking/reasoned :	Yes	No
Whether Reportable :	Yes	No