

**In the High Court for the States of Punjab and Haryana
At Chandigarh**

CRM-M-41062-2019 (O&M)
Date of Decision:- 11.12.2019

Sumit Jha and another ... Petitioners

Versus

U.T. of Chandigarh ... Respondent

CORAM: HON'BLE MR. JUSTICE GURVINDER SINGH GILL

Present:- Mr. Sahil Kaushal, Advocate, for the petitioners.

GURVINDER SINGH GILL, J. (Oral)

Today, at the very outset, the learned counsel for the petitioners submits that he may be permitted to withdraw the present petition with liberty to raise all the points raised herein before the learned Trial Court at appropriate stage.

In view of the aforesaid submission, the petition is dismissed as withdrawn with liberty aforesaid.

Since during the course of arguments the learned counsel for the petitioner has submitted that the entire episode has in fact been recorded

with the help of mobile phone, the video clip of which has also been annexed as Annexure P-2, therefore, in case such video clip is produced before the Trial Court at appropriate stage, the Trial Court shall look into the same in accordance with law and in case found to be relevant to the facts of the case, take the same into consideration for reaching at appropriate decision. Needless to mention the admissibility of such video clip shall be subject to the rules of evidence.

December 11, 2019

mohan

**(GURVINDER SINGH GILL)
JUDGE**

Whether speaking /reasoned Yes / No

Whether Reportable Yes / No