

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

CRM-M-53440-2019 (O&M)
Date of Decision:- 13.12.2019

Hans Raj

... Petitioner

Versus

State of Punjab and others

... Respondents

CORAM: HON'BLE MR. JUSTICE GURVINDER SINGH GILL

Present:- Mr. Jaswinder Singh Grewal, Advocate, for the petitioner.

GURVINDER SINGH GILL, J. (Oral)

The petitioner has approached this Court challenging order dated 9.8.2019 passed by the Sessions Judge, Fazilka whereby an application moved on behalf of the prosecution under Section 319 Cr.P.C. has been dismissed.

Learned counsel for the petitioner while referring to the statement of PW-2-prosecutrix (Annexure P-1) has submitted that since specific and categoric allegations have been levelled against Sandeep Singh, Ramandeep Singh, Gulab Singh and Happy, wherein it has been alleged that when Sandeep Singh was taking her on a motorcycle and their motorcycle ran out of petrol then Gulab Singh came there along with petrol and thus

helped Sandeep Singh. The prosecutrix further stated therein that Ramandeep Singh and other friends of Sandeep had also threatened her to solemnize marriage with Sandeep.

I have considered the aforesaid submission and also perused the impugned order and also statements of PW-1 and PW-2 annexed with the petition. The aforesaid evidence is not sufficient enough to show complicity of respondents No.2 to 4 so as to summon them as additional accused. This Court does not find any infirmity in the impugned order and the same is hereby upheld.

Finding no merit in the present petition, the same is hereby dismissed.

December 13, 2019

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(GURVINDER SINGH GILL)
JUDGE

Whether speaking /reasoned

Yes / No

Whether Reportable

Yes / No