

S.No.110

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

CRM-M-51600 of 2019 (O&M)

Date of Decision:04.12.2019

Amrik Singh

.....Petitioner

Vs.

State of Punjab

.....Respondent

CORAM:- HON'BLE MR. JUSTICE RAJBIR SEHRAWAT

Present:- Mr. Pardeep Kumar, Advocate for the petitioner.

Rajbir Sehrawat, J.(Oral)

The present petition has been filed under Section 482 Cr.P.C for staying the trial in FIR No.130 dated 20.09.2018 registered under Section 341, 323, 34 IPC (Sections 308, 325 IPC added later on) at Police Station Bhikhi, District Mansa, Punjab as victim Paramjit Kaur is unable to record the statement due to injury suffered in the said incident as she is unable to walk and speak properly.

A perusal of the order dated 27.11.2019 shows that the trial Court has already sought the medical certificate of the alleged victim/ PW Paramjit Kaur. Counsel for the petitioner submits that pursuant to the said order, the petitioner had moved application before the Civil Surgeon, Mansa. However, the Civil surgeon has not medically examined the victim/ prosecution witness Paramjit Kaur by saying that the petitioner has to bring an order from the Court.

Learned counsel for the petitioner further submits that the petitioner would move the necessary application before the trial Court for issuance of direction to the Civil Surgeon to medically examine the victim/ prosecution witness Paramjit Kaur. Permission is sought to withdraw the present petition with liberty to move the said application before the trial Court.

Dismissed as withdrawn with liberty to move the necessary application before the trial Court, for getting the alleged victim/ prosecution witness Paramjit Kaur; medically examined.

December 04, 2019
renu

(RAJBIR SEHRAWAT)
JUDGE

Whether Speaking/reasoned	Yes/No
Whether Reportable	Yes/No