

CRR-116-2020

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

**CRR-116-2020 (O & M)
Date of Decision:15.01.2020**

Sandeep Kaur

... Petitioner

Versus

State of Punjab and others

... Respondents

CORAM: HON'BLE MR. JUSTICE HARNARESH SINGH GILL

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

HARNARESH SINGH GILL, J. (Oral)

CRM-1421-2020

Heard.

In view of the averments made in the present application, the same is allowed and the delay of 94 days in filing the revision is condoned.

CRR-116-2020

The present revision petition has been filed challenging the order dated 09.07.2019 passed by the learned Additional Sessions Judge, Patiala, whereby the petitioner alongwith one Pardeep Sharma alias Pardeep Pandit had been summoned as additional accused to face the trial alongwith other accused, under Sections 302, 201 and 34 IPC.

Learned counsel for the petitioner contends that the learned court below had wrongly summoned the petitioner as additional accused.

CRR-116-2020

The petitioner had been declared innocent after due investigation conducted by the police. The petitioner had no role to play in the incident.

I have heard the learned counsel for the petitioner and gone through the file.

It is a case in which complainant-BaljinderSingh had made a complaint that his brother-Narinder Singh had been gone missing since 09.01.2018. Ultimately on 17.01.2018, the dead body of Narinder Singh was found floating in Bhakra Canal and his legs and arms had been tied with a turban. These said facts had been stated by the complainant in his statement (Ex.P-1) which had been ultimately culminated into the present FIR. There is allegation that the present petitioner, who is the wife of the deceased, is having illicit relations with Pardeep Pandit.

The complainant (PW1) has stepped into the witness-box and reiterated the version as put forth in this statement (Ex.P-1). The learned court below while allowing the application under Section 319 Cr.P.C., has drawn a conclusion that in the present case, no inquiry had been conducted by the investigation agency while keeping the petitioner and Pardeep Sharma alias Pardeep Pandit in column No.2, rather S.H.O. Police Station Passiana had not even got approval of DSP, Samana and let them off being innocent as per his whims and fancies.

Perusal of the impugned order dated 09.07.2019 passed by learned Addl. Sessions Judge, Patiala, shows that the findings have been given as per evidence and law and no illegality has been committed while passing the impugned order. In no way, the findings can be held as illegal or perverse.

CRR-116-2020

Therefore, finding no merit in the present petition, the same is dismissed.

15.01.2020
parveen kumar

(HARNARESH SINGH GILL)
JUDGE

Note: Whether speaking/reasoned : Yes/No
 Whether reportable : Yes/No