

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

123

**CRM-M-6035-2020**  
**Date of decision: 11.02.2020**

Rattan Kumar

.....Petitioner

Versus

State of Punjab and others

.....Respondents

**CORAM: HON'BLE MR. JUSTICE ARUN KUMAR TYAGI**

Present : Mr. Tribhawan Singla, Advocate for the petitioner.

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**ARUN KUMAR TYAGI, J (ORAL)**

The petitioner has filed the present petition for setting aside orders dated 04.10.2019 and 21.11.2019 (**Annexures P-4 and P-7**) passed by learned Additional Sessions Judge, Barnala declining to summon respondents No.2 and 3 for hearing of the revision petition filed by the petitioner against order passed by learned Additional Chief Judicial Magistrate, Barnala dismissing the application for summoning them under Section 319 of the Code of Criminal Procedure, 1973 as additional accused.

As per the averments made in the petition, the petitioner filed an application before learned Additional Sessions Judge, Barnala for modification of order dated 04.10.2019. However, the said application has not been disposed of by allowing or dismissing the same.

In view of this fact, learned counsel for the petitioner submits that the petition may be dismissed as withdrawn with liberty to make submissions before the learned Additional Sessions Judge,

Barnala for disposal of the application.

Dismissed as withdrawn with liberty as aforesaid.

**11.02.2020**

**(ARUN KUMAR TYAGI)**

Vinay

**JUDGE**

Whether speaking/reasoned : Yes/No

Whether reportable : Yes/No