

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

CRR-1388-2017(O&M)

Date of decision:-25.2.2020

Jagtar Singh and others

...Petitioners

Versus

State of Punjab and others

...Respondents

CORAM: HON'BLE MR.JUSTICE H.S.MADAAN

Present: Mr.Pawan Kumar, Senior Advocate with
Mr.Rozar Kumar Aggarwal, Advocate
for the petitioners.

Rana Harjasdeep Singh, DAG, Punjab.

Mr.P.S. Dhaliwal, Advocate
for respondent No.2.

H.S. MADAAN, J.

Feeling aggrieved by order dated 18.10.2016 passed by Chief Judicial Magistrate, Barnala summoning them as accused while allowing application under Section 319 Cr.P.C. in case FIR No.69 dated 9.4.2013 for the offences under Sections 420, 467, 468, 471 and 120-B IPC registered at Police Station City, Barnala, petitioners Jagtar Singh, Bakshish Singh, Jasvir Singh, Jarnail Singh, Gurnam Singh and Surjit Kaur, all residents of village Bhadaur, Patti Mohar Singh, Tehsil Tapa, District Barnala have approached this Court by way of filing revision petition praying that the same be accepted, the impugned order be set

aside and accused be discharged in the case.

The petitioners have approached this Court directly instead of filing a revision petition before the Court of Sessions.

Under Section 397 Cr.P.C., the High Court and Sessions Judge have got power of revision, though the power is concurrent but then it is always proper and appropriate to approach the Courts as per hierarchy.

Therefore, the present revision petition is ordered to be sent to learned District Judge, Barnala for its disposal in accordance with law. The parties through counsel are directed to appear there on 26.3.2020. A direction is issued to the Registry of this Court to forward the relevant papers to learned Sessions Judge, Barnala at the earliest.

25.2.2020
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(H.S.MADAAN)
JUDGE

Whether reasoned/speaking : **Yes/No**

Whether reportable : **Yes/No**