

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

CRM-M No.54643 of 2019 (O&M)

Date of decision: 22.01.2020

Vipan Kumar Bansal

...Petitioner

Versus

Sanjay Singla

...Respondent

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

Present: Mr. Manish Jain, Advocate for the petitioner.

H.S. MADAAN, J. (Oral)

This petition is directed against order dated 18.11.2019 passed by Judicial Magistrate Ist Class, Ludhiana, vide which, he had allowed an application under Section 311 Cr.P.C. for additional evidence filed by the complainant for tendering cheque No.000013 dated 10.08.2015 in a complaint case under Section 138 of the Negotiable Instruments Act.

I have heard learned counsel for the petitioner besides going through the record and I find that the order under revision is quite detailed and well reasoned. Under Section 311 Cr.P.C., the Court has power to summon material witness or examine person present at any stage of enquiry, trial or other proceeding. This power is quite vast and can be exercised by the Court for just decision of the case. After going through the impugned order, it cannot be said that such power has been used by the Court in an arbitrary or unjust manner. The petition is without merit and is dismissed accordingly.

22.01.2020

sumit.k

**(H.S. MADAAN)
JUDGE**

Whether speaking/reasoned :

Yes

No

Whether Reportable :

Yes

No