

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

CRR-135-2019 (O&M)
Date of decision: 15.12.2021

JAGDISH

...Petitioner

Versus

STATE OF HARYANA

...Respondent

CORAM: HON'BLE MR. JUSTICE SURESHWAR THAKUR

Present: Mr. Ramnish Puri, Advocate for the petitioner.

Mr. Tanuj Sharma, AAG, Haryana.

Mr. Ashish Pundir, Advocate for the complainant.

SURESHWAR THAKUR, J. (ORAL)

1. After hearing the learned counsel for the parties, this Court deems it fit to make a direction, upon the learned Public Prosecutor concerned, to forthwith, if the petitioner is a licensed medical practitioner, hence move an application under Section 216 Cr.P.C., before the learned trial Judge concerned, seeking alteration of the charge from Section 304 IPC to one under Section 304-A of the IPC.

2. It is clarified, that the afore application shall be moved within two weeks hereafter before the learned trial Judge concerned, and, the latter shall within three weeks thereafter, after hearing all the concerned, shall make a decision, thereons in accordance with law.

3. Disposed of.

4. Pending miscellaneous application(s), if any, stand(s), disposed of.

**(SURESHWAR THAKUR)
JUDGE**

15.12.2021

Ithlesh

Whether speaking/reasoned:-
Whether reportable:-

Yes/No
Yes/No