

242 IN THE HIGH COURT OF PUNJAB & HARYANA
AT CHANDIGARH

CRM-M-31065-2018 (O&M)

Date of Decision: 7th April, 2022

M/s Mahalaxmi Steel Corporation thr its Proprietor and another

Petitioners

Versus

Davinderjit Singh Chawla

Respondent

CORAM: HON'BLE MR. JUSTICE AVNEESH JHINGAN

Present: Ms. Jyoti Sareen, Advocate for the petitioners.
Mr. Baljinder Singh, Advocate for the respondent.

AVNEESH JHINGAN, J (Oral):

1. This petition under Section 482 Cr.P.C. is filed for quashing order dated 23rd May, 2018 whereby the application for appointing son of the respondent as attorney to appear as witness was allowed.
2. Learned counsel for the respondent on instructions submits that respondent is sixty-two years of age and he is having a fragile health. To put an end to the controversy and to avoid delay, respondent is ready to appear for deposition/cross-examination. Prayer is that considering his health condition deposition/cross examination be concluded expeditiously. It is further contended that petitioner No. 2 absented himself in trial on 13th March, 2022 and on earlier occasion also.
3. Learned counsel for the petitioner submits that there is no inclination to delay the cross examination, the same would be concluded within three dates on the appearance of the respondent.
4. In view of the above, the impugned order is set aside, the matter is remitted back to the Judicial Magistrate 1st Class, Jalandhar.

5. The petitioner would appear for deposition/ cross examination on the next date.

6. In view of the statement made by counsel for the petitioner, the Court concerned will consider that cross-examination is concluded at the earliest.

7. The petition is disposed of.

8. Since the main case is disposed of, pending applications if any are rendered infructuous.

[AVNEESH JHINGAN]
JUDGE

7th April, 2022

Parveen Sharma

1. Whether speaking/ reasoned	:	Yes / No
2. Whether reportable	:	Yes / No