

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

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CRM-M-36523-2022

Date of Decision:18.08.2022

Jai Kumar

.....Petitioner

Vs.

State of Haryana and others

.....Respondents

CORAM: HON'BLE MR. JUSTICE ANOOP CHITKARA

Present: Mr. Aditya Sanghi, Advocate for the petitioner.

Mr. Manish Bansal, DAG, Haryana.

ANOOP CHITKARA J. (ORAL)

The petitioner who is a witness, seeking quashing of the order dated 13.05.2022, passed by the learned Additional Sessions Judge, Bhiwani, vide which the application of the petitioner filed for re-call/re-examination, was dismissed.

Learned counsel for the petitioner submits that at the time of making statement on 10.02.2020 before the learned trial Court, the petitioner was in a disturbed mental state due to constant threats given by Sunil @ Kalia. He further submits that on 15.03.2021, an application for re-examination was also filed before the trial Court and the trial Court dismissed the same vide impugned order.

I have heard learned counsel for the parties.

The petitioner is a witness and he has already been examined before the trial Court on 10.02.2020. It is now for the State to file application for his re-examination or not. At the time of examination before the trial Court, he does not disclose the factum of threat or pressure and even after that no application was filed by him with the prosecuting authority.

In my considered opinion, there is no merit in the present petition and the same is dismissed.

**(ANOOP CHITKARA)
JUDGE**

18.08.2022

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Whether speaking/reasoned:

Yes/No

Whether reportable:

Yes/No