

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

113

CRM-M-54468-2021

DAVINDER SINGH @ KAKA AND ANOTHER

..... Petitioners

VERSUS

STATE OF PUNJAB AND OTHERS

..... Respondents

CRM-M-100-2022

Date of decision : 06.01.2022

DAVINDER SINGH @ KAKA AND ANOTHER

..... Petitioners

VERSUS

STATE OF PUNJAB AND ANOTHER

..... Respondents

CORAM : HON'BLE MR. JUSTICE HARSIMRAN SINGH SETHI

Present :- Mr. Sukhwinder Singh Kamboj, Advocate
for the petitioners.

Mr. Kirat Singh Sidhu, DAG, Punjab.

(Through video conferencing)

Harsimran Singh Sethi, J. (Oral)

By this common order two petitions are being disposed of.

Learned counsel for the petitioners argues that though, in the present petitions, the orders dated 21.01.2020 passed by Additional Sessions Judge, Patiala in CRR No. 430 of 2018 titled Kirpal Singh @ Bhola Vs. State of Punjab and CRR No.60 of 2019 titled Kuldeep Singh and another Vs. State of Punjab, have been challenged but, the petitioners do not wish to press the said prayer and only prayer of the petitioners for the consideration of this Court is that the trial Court may kindly be directed to pass appropriate

order on the application filed by the petitioners under Section 319 Cr.P.C. Keeping in view the direction given by the Additional Sessions Judge, Patiala, dated 21.01.2020 in a time bound manner, as the pendency of the said application is causing prejudice to them.

Learned State counsel raises no objection in case, the trial Court is directed to pass appropriate orders on the application filed by the petitioners under Section 319 Cr.P.C which is pending consideration before the trial Court.

Without opining anything on the merits of the case or the claim raised in the application filed by the petitioners under Section 319 Cr.P.C., the present petitions are disposed of with a direction that the trial Court should decide the application filed by the petitioners under Section 319 Cr.P.C. for summoning additional accused within a period of three months from today, if not already decided, by passing appropriate speaking order as envisaged in the order of the Additional Sessions Judge, Patiala dated 21.01.2020 (Annexure P-7).

(HARSIMRAN SINGH SETHI)

JUDGE

06.01.2022

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Whether speaking/reasoned	Yes
Whether Reportable :	No