

IN THE HIGH COURT OF PUNJAB & HARYANA, CHANDIGARH

Sr. No.: 132

Criminal Miscellaneous No.M-9080 of 2023

Date of Decision: *February 21, 2023*

Hxxxxxx xxxx

..... PETITIONER(S)

VERSUS

State of Punjab and others

..... RESPONDENT(S)

. . .

CORAM: **HON'BLE MR. JUSTICE TRIBHUVAN DAHIYA**

. . .

PRESENT: - Mr. Sunny K. Singla, Advocate for the petitioner.

. . .

Tribhuvan Dahiya, J (Oral)

This revision petition has been filed against the order dated 30.01.2023 whereby the petitioner-complainant's application under Section 311 Cr.P.C. seeking permission to the prosecution to produce and exhibit certified copies of decided bail applications in the case filed before the trial Court as well as this Court, has been declined.

2. A perusal of the order shows that after framing of charge in the case on 02.07.2019, eight prosecution witnesses were examined, and prosecution evidence was closed on 03.12.2022. Thereafter, statements of the accused under Section 313 Cr.P.C. were recorded on 08.12.2022, and two defence witnesses were examined by the accused. At the end of the trial, the application in question has been moved. While dismissing the application by impugned order, the trial Court has rightly observed that the stand taken by the accused at the time of filing of the bail application will not be relevant for decision of the case on merits. Besides, it was also found

that stand taken by the accused during their statements recorded under Section 313 Cr.P.C. also did not suggest that their contentions raised in filing of the bail applications were essential to be produced before the Court in the face of other material evidence on record. The order is well reasoned, and based on relevant consideration. It calls for no interference.

3. Dismissed.

(Tribhuvan Dahiya)
Judge

February 21, 2023
payal

Whether Speaking/ Reasoned:
Whether Reportable:

Yes/ No
Yes/ No