

253 IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

Neutral Citation No. 2023:PHHC:088406
CRM-M-11296-2023
Date of Decision: July 14, 2023

Amrik Singh and another ...Petitioners

Versus

State of Haryana ...Respondent

CORAM: HON'BLE MR. JUSTICE DEEPAK GUPTA

Present:- Mr. Gurpreet Singh Bhasin, Advocate for the petitioners.
Mr. Parveen Kumar Aggarwal, DAG, Haryana.
Mr. Manvinder Sidhu, Advocate for the complainant.

DEEPAK GUPTA, J.(Oral)

Reply by way of affidavit of Shri Ajaib Singh, Deputy Superintendent of Police (HQ), Sirsa has been filed on behalf of respondent-State.

During trial arising out of case FIR No.274, dated 25.08.2019, registered at Police Station Civil Line, Sirsa, under Section 302 IPC and Section 27 of the Arms Act, pending before learned Sessions Judge, Sirsa, applications (Annexure P-10 and P-12) were moved by the father-in-law of the accused-petitioner No.1. Those applications have been dismissed by way of impugned order dated 10.02.2023 and the present petition has been filed assailing the said order.

By way of Annexure P-10, prayer was made to place on record the video recording of the interview/statement given by Jaspal Singh S/o Sampuran Singh, the relative of the deceased and that ASI Rajesh Kumar to the SV news India on the pen drive recorded from the TV channel and for sending the same to the Forensic Science Laboratory for examination. By way of Annexure P-12, prayer was made to place on record the transcripts of the said video recording.

State/prosecution cannot be compelled to place on record any evidence on which it does not want to rely during trial. In case, accused-petitioners want to lead any evidence as referred in Annexure P-10 or P-12, they will be at liberty to produce the same at the stage of their defence evidence. They will be permitted to produce the said evidence only in accordance with law.

Present petition stands disposed of accordingly.

July 14, 2023

sarita

(DEEPAK GUPTA)
JUDGE

Whether reasoned/speaking: Yes/No
Whether reportable: Yes/No