

2023:PHHC:046552

**In the High Court for the States of Punjab and Haryana
At Chandigarh**

CRM-M-15515-2023 (O&M)
Date of Decision:-29.3.2023

Baljit Singh ... Petitioner

Versus

State of Punjab and another ... Respondents

CORAM: HON'BLE MR. JUSTICE GURVINDER SINGH GILL

Present:- Mr. Rohit, Advocate for
Mr. Aditya Pratap Singh, Advocate for the petitioner.

Mr. Luvinder Sofat, DAG, Punjab.

GURVINDER SINGH GILL, J. (Oral)

1. Learned counsel for the petitioner confines his prayer at this stage to issuance of a direction to the Trial Court to ensure that the petitioner is duly examined on the next date of hearing when he puts in appearance for getting his statement recorded. Learned counsel for the petitioner submits that the matter is now fixed before the Trial Court for 5.4.2023 for recording his remaining statement.
2. In view of the limited prayer made on behalf of the petitioner and while bearing in mind the fact that the petitioner is stated to be physically challenged to the extent of 70%, the instant petition is disposed of with a direction to the Trial Court concerned to ensure that the remaining statement of the petitioner is duly recorded on the next date fixed before it i.e. 5.4.2023

upon appearance of the petitioner and that the matter is not further adjourned.

No request for adjournment be entertained on behalf of counsel for the accused.

3.
- In case, counsel for the accused does not chose to cross-examine the aforesaid witness, the Trial Court shall nominate some counsel from Free Legal Aid panel so as to conduct cross-examination and to ensure that the petitioner is not summoned time and again. It is only under exceptional circumstances that the matter shall be adjourned and which shall be duly recorded in writing and a copy of the same shall be sent to this Court.

29.3.2023
pankaj

(Gurvinder Singh Gill)
Judge

Whether speaking /reasoned

Yes / No

Whether Reportable

Yes / No