

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

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**2023:PHHC:067043
CRR-1232-2023
DECIDED ON: 10.05.2023**

Gulshan Kumar @ Shibu

.....Petitioner

VERSUS

State of Punjab

....Respondent

CORAM: HON'BLE MR. JUSTICE SANJEEV PRAKASH SHARMA

Present: Mr.Vishal Sharma, Advocate, for the petitioner.

SANJEEV PRAKASH SHARMA, J (ORAL)

The petitioner by way of instant petition has prayed for recalling of the prosecution witness PW2 for confronting her with specific handwriting submitted before the learned trial Court in terms of an order passed on 19.01.2018. The said application moved before the concerned Court was rejected.

Learned counsel submits that on account of clerical mistake, the specimen handwriting was handed over to the accused to get it compared from the handwriting expert from the questioned handwriting namely *Iove letters* stated to be written by the prosecutrix. Such clerical mistake therefore require to be corrected and therefore, the application has been moved.

I have considered the submissions and find that the earlier application was allowed on 19.01.2018 and the present application for recalling was moved after the examination of prosecution witnesses as well as the defence witnesses. It is also noticed that one Sh.Kranti K.

Sharma, who was examined as a defence witness with regard to the specimen handwriting of the prosecutrix. At that stage also, the application was not moved by the petitioner. It is, thus, noticed that the present application filed by the petitioner-accused is just to prolong the proceedings under case pending before the Court below. The learned trial Court has noticed all the aforesaid facts and the order passed therefore, does not warrant any interference.

Petition dismissed.

10.05.2023
mamta

(SANJEEV PRAKASH SHARMA)
JUDGE

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