

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

241

CRM-M-21980-2019

Date of Decision.: 23.01.2023

M/s Shree Ram Ply Palace

...Petitioner

Versus

Khushid Ahmed

...Respondent

CORAM: HON'BLE MR. JUSTICE DEEPAK GUPTA

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

DEEPAK GUPTA, J. (ORAL)

Notice to the respondent was duly served and he had undertake to appear before this Court as per the report of Learned Chief Judicial Magistrate, Yamunanagar. However, there is no representation.

By way of the impugned order dated 01.05.2019 (Annexure P-6) Learned Trial Court dismissed the application under Section 311 Cr.P.C. moved by the petitioner-complainant to tender in evidence certain documents. It is contended that in his statement under Section 313 Cr.P.C. accused-respondent alleged that he had worked with the respondent from 1995 to 2002 as a daily wage worker, whereas complainant's firm had come into existence in 2001. Petitioner wanted to place on record certain documents to fortify his contention.

After hearing counsel for the petitioner, I find merit in the revision. The impugned order dated 01.05.2019 is set aside. Direction is given to Learned Trial Court to admit in evidence the documents proposed to be produced by the petitioner-complainant under Section 311 Cr.P.C. and then proceed further in accordance with law.

Disposed of.

January 23, 2023

Neetika Tuteja

(DEEPAK GUPTA)

JUDGE

Whether Speaking/reasoned
Whether Reportable

Yes/No
Yes/No