

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

251

CRM-M-35547-2021

Date of Decision.: 31.01.2023

Sukhwinder Singh

...Petitioner

Versus

State of Punjab & another

...Respondents

CORAM: HON'BLE MR. JUSTICE DEEPAK GUPTA

Present: None for the petitioner.

Mr. Parneet Singh Pandher, AAG, Punjab.

DEEPAK GUPTA, J. (ORAL)

Power of attorney on behalf of respondent No.2 has been filed by Mr. Kanwaljeet Singh, Advocate. Same is taken on record. Service is complete.

Perusal of the file reveals that prosecution evidence was closed in the trial arising out of FIR No.154 dated 07.04.2010 registered at Police Station Division No.5, Civil Lines, Ludhiana, District Ludhiana, vide impugned order dated 24.02.2020.

Petitioner is the complainant of the case who submits that his examination-in-chief was recorded on 14.10.2014 and thereafter application was moved under Section 319 Cr.P.C. for summoning the additional accused. Later on, cross-examination of the petitioner was never completed, though three more witnesses were examined. Case is still at the stage of recording the statement of accused under Section 313 Cr.P.C and so the order closing the evidence be set aside.

After perusing the record, the impugned order is directed to be set aside. The Trial Court is directed to summon petitioner-complainant on any date to

be fixed by it for the completion of his cross-examination and then proceed further in accordance with law.

Disposed of.

January 31, 2023

Neetika Tuteja

(DEEPAK GUPTA)
JUDGE

Whether Speaking/reasoned	Yes/No
Whether Reportable	Yes/No