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138 IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CRM-M-47049-2023 (O&M)

Date of decision : 31.10.2023

Udham @ Bachi

...Petitioner

Versus

State of Haryana

...Respondent

CORAM: HON'BLE MR. JUSTICE MAHABIR SINGH SINDHU

Present : Mr. Mohak Arora, Advocate, for
Mr. Manish Soni, Advocate,
for the petitioner.

Mr. Kiran Pal Singh, AAG, Haryana,
for the respondent.

MAHABIR SINGH SINDHU, J.

Present petition has been filed under Section 482 Cr.P.C. praying for quashing of impugned order dated 05.09.2023 (Annexure P-10) passed by the learned Additional Sessions Judge, Gurugram, in case bearing CIS No.SC-951-2018 dated 11.12.2018, arising out of case FIR No.562 dated 01.08.2018, under Sections 302 and 120-B of the Indian Penal Code, 1860, and Section 25 of the Arms Act, 1959, registered at Police Station Sadar, District Gurugram, whereby the application dated 05.09.2023 (Annexure P-9) filed by the petitioner for recalling the eye-witness, namely, Parvesh for his examination has been dismissed.

2. Status report by way of affidavit of Kapil Ahlawat, HPS, Assistant Commissioner of Police, Sadar, District Gurugram, dated

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26.10.2023 on behalf of the respondent, filed by learned State counsel, is taken on record. Copy thereof supplied to the opposite side. Registry to tag the same at appropriate place.

3. Learned counsel for the petitioner, on instructions from the petitioner, submits that since PW-Parvesh s/o Jyoti Das has already been examined as PW2. Hence, the present petition be disposed off as having been rendered infructuous.

4. Ordered accordingly.

5. Pending application(s), if any, shall also stand disposed off.

31.10.2023

(MAHABIR SINGH SINDHU)

adhikari

JUDGE

Whether speaking / reasoned :	Yes	No
Whether Reportable :	Yes	No