

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

117

CRR-142-2020

Date of Decision : August 28, 2024

AMIT SOOD

-PETITIONER

V/S

SURINDER SINGH AND ANR

-RESPONDENTS

CORAM: HON'BLE MR. JUSTICE KULDEEP TIWARI

Present: Mr. Arjun Veer Sharma, Advocate
for the petitioner.

Mr. A.S. Barnala, Advocate
for the respondents.

KULDEEP TIWARI, J. (ORAL)

1. The instant revision petition is directed against an interlocutory order dated 23.11.2019, whereby, the learned Magistrate concerned has, in case bearing No. COMA-8770-2015, allowed the complainant's application for adduction of additional evidence.

2. At the outset itself, the learned counsel for the petitioner requests that, since the petitioner assails an interlocutory order, therefore, the instant revision petition may be treated as a petition cast under Section 482 of the Cr.P.C.

3. Request made by the learned counsel for the petitioner is accepted, as not opposed by the learned counsel for the respondents. Accordingly, this Court proceeds to examine the validity of the impugned order dated 23.11.2019, in exercise of its power under Section 482 of the Cr.P.C.

4. This Court has perused the impugned order dated 23.11.2019, which has caused grievance to the petitioner. What emerges from a perusal of the impugned order is that, during continuance of his opportunity to lead evidence, the complainant made an application for adduction of additional evidence, whereupon, the learned Magistrate concerned, after considering the fact that (i) no prejudice would be caused to the accused/petitioner by permitting the complainant to adduce additional evidence and that too during his turn of leading complainant evidence; and (ii) the said application has not been made to fill up any lacuna, allowed the said application. This Court does not find any illegality or infirmity in the impugned order.

5. Consequently, the instant petition is **dismissed**, being devoid of merits and the impugned order is upheld. Interim relief stands vacated.

August 28, 2024
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(KULDEEP TIWARI)
JUDGE

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