

S. No.126

2024:PHHC:018938

IN THE HIGH COURT OF PUNJAB AND HARYANA

AT CHANDIGARH

CRM-M-7311 of 2024

Date of Decision:12.02.2024

Teja Singh

.....Petitioner

Vs.

State of Haryana and another

.....Respondents

CORAM:- HON'BLE MR. JUSTICE DEEPAK GUPTA

Present:- Mr. R.S. Athwal, Advocate for the petitioner.

DEEPAK GUPTA, J. (Oral)

FIR No.91 dated 28.05.2019 registered at Police Station Guhla, District Kaithal under Sections 148, 149, 323, 324 and 506 IPC (Annexure P.2) was cancelled after necessary investigation. However, complainant of the case, namely, Surrender Singh, filed a protest petition, copy of which is Annexure P.3. By way of order dated 31.01.2024 (Annexure P.4), learned Judicial Magistrate Ist Class, Guhla has sent the protest petition for joint trial along with case titled State Vs. Surrender Singh and others, arising out of FIR No.89 dated 27.05.2019 registered under Sections 148, 149, 323 and 506 IPC (Section 307 IPC added later on) at Police Station Guhla, District Kaithal under Section 210 Cr.P.C (Annexure P.1).

Contention of learned counsel is that the two cases could not have been clubbed together as they pertain to different occurrences.

After hearing learned counsel for the petitioner, this petition is disposed of with direction to the Court of learned Additional Sessions Judge concerned that he will first take the decision as to whether the two cases prima-facie pertain to the same occurrence or not and then, he shall proceed further in accordance with law.

February 12, 2024

(DEEPAK GUPTA)

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JUDGE

Whether Speaking/reasoned

Yes/No

Whether Reportable

Yes/No