

2024:PHHC:023689

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

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CRR-417-2023 (O&M)

DATE OF DECISION:20.02.2024

SANBIR SINGH

...PETITIONER

Versus

STATE OF PUNJAB

... RESPONDENT

CORAM: HON'BLE MR. JUSTICE SANDEEP MOUDGIL

Present: Mr. Lovish Arora, Advocate for the petitioner(s).

Mr. J.S. Rattu, DAG, Punjab.

SANDEEP MOUDGIL, J (ORAL)

CRM-22088-2023

Application is allowed and photographs as Annexure P-6
are taken on record.

CRM-22086-2023

Application for exemption from filing certified copy of
photographs is allowed.

Main case

This revision has been filed for setting aside the order dated
10.01.2023 passed by Additional Sessions Judge, Faridkot vide which
the application under Section 311 Cr.P.C for recalling witnesses
Gurminder Singh @ Gura Singh and Samunderdeep Singh has been
dismissed.

Heard.

In view of the reply filed by the learned State Counsel and
the submission made by learned counsel, the Court is of the view that no

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prejudice would be caused to the parties if the revision petition is allowed as only 8 prosecution witnesses have been examined and the evidence of the prosecution is still in the midway. Moreover, it would only facilitate the process of justice and would bring it to a logical conclusion.

Consequently, the impugned order dated 10.01.2023 is quashed subject to payment of cost of Rs. 10,000/- to be paid to the recalled witnesses at the time of the commissioning of the further cross-examination.

The revision petition is allowed in the above terms.

(SANDEEP MOUDGIL)
JUDGE

20.02.2024
anuradha

<i>Whether speaking/reasoned</i>	<i>Yes/No</i>
<i>Whether reportable</i>	<i>Yes/No</i>