

In the High Court for the States of Punjab and Haryana
At Chandigarh

CRM-M-9508-2024 (O&M)
Date of Decision:-7.3.2024

Surender Singh ... Petitioner
Versus
State of Haryana and another ... Respondents

CORAM: HON'BLE MR. JUSTICE GURVINDER SINGH GILL

Present:- Mr. Sandeep Singh Jattan, Advocate with
Ms. Hasan Kaur, Advocate for the petitioner.

Mr. Munish Sharma, DAG, Haryana.

Mr. Rajiv Joshi, Advocate for respondent No.2.

GURVINDER SINGH GILL, J. (Oral)

1. Having heard learned counsel representing the petitioner, this Court does not find any infirmity in the impugned order dated 7.2.2024 (Annexure P-2) passed by learned Judicial Magistrate 1st Class, Safidon, District Jind, wherein the cross-examination of CW-3 – Karambir Singh has been treated as ‘Nil’.
2. A perusal of the said order shows that the witness in question had appeared earlier and his cross-examination had been deferred. The Trial Court had infact even specifically warned that no further opportunity would be given thereafter. On the given date, some proxy counsel had appeared, but cross-examination was not conducted. It was noticed by the Trial Court that there were three separate Power of Attorneys filed by different counsel on behalf

of the accused. As such, it is a case of a deliberate attempt on the part of the accused to delay the proceedings by not coming forward to cross-examine the witness. No grounds are made out to interfere with the impugned order. The instant petition, as such, is dismissed.

7.3.2024
pankaj

(Gurvinder Singh Gill)
Judge

Whether reasoned/speaking	Yes / No
Whether reportable	Yes / No