

IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH

149

CRM-M-14083-2024

Date of Decision: 18.03.2024

Dhiraj Bhandari and another

.... Petitioners

Versus

State of Punjab

.... Respondent

CORAM: HON'BLE MS. JUSTICE NIDHI GUPTA

Present: - Ms. Ekjot Sandhu, Advocate for the petitioners.

NIDHI GUPTA, J. (ORAL)

The petitioners have filed the present petition under Section 482 read with Section 483 Cr.P.C., seeking quashing of order dated 01.03.2024 (Annexure P-1) passed by the learned Judicial Magistrate Ist Class, Ludhiana, in case No. CHI/2344/2018 titled as 'State vs. Dhiraj Bhandari', whereby the application filed by the petitioner under Section 311 Cr.P.C. for recalling the material witness i.e. the complainant was dismissed. Further prayer has been made to grant one opportunity to cross-examine the complainant.

At the outset, learned counsel for the petitioner submits that she does not want to press this petition on merits, at this stage and confines her prayer only to the extent that the petitioners may be granted one effective opportunity to cross-examine the complainant, at their own responsibility.

In view of the above, the present petition is disposed of with a direction to the learned trial Court, concerned to grant one effective opportunity to the petitioners to cross-examine the complainant at their own responsibility, subject to payment of Rs.5000/- as costs to be paid to the complainant before the trial Court.

18.03.2024
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(NIDHI GUPTA)
JUDGE

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