

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

201-4

CRM-M-9813-2018
Date of Decision : 06.05.2024

DAVINDER SINGHPetitioner

VERSUS

STATE OF PUNJAB AND ANOTHERRespondents

CORAM: HON'BLE MR. JUSTICE KULDEEP TIWARI

Present : Mr. Jasmeet Singh Ghuman, Advocate,
for the petitioner.

Mr. Akshay Kumar, AAG, Punjab.

Mr. S.P.S.Aulakh, Advocate,
for respondent no.2.

KULDEEP TIWARI. J.(Oral)

1. Through the instant, challenge is to the order dated 06.01.2017 (Annexure P-2), vide which the application filed under Section 319 of the Cr.P.C.for summoning respondent no.2, as an additional accused in case FIR No.68, dated 28.07.2012, under Section 406 and 420 IPC, registered at Police Station Bilga, District Jalandhar, has been dismissed by the learned trial Court concerned, and the revision filed thereagainst was also partly dismissed vide order dated 30.10.217(Annexure P-3).
2. Learned counsel for the petitioner at the very outset submits that the trial *qua* all other co-accused, has been completed, as they have been acquitted of the charges framed against them.

3. He very fairly admits that in view of the law laid down by the Hon'ble Supreme Court in **Sukhpal Singh Khaira vs. The State of Punjab 2022 (4) Crime 644**, the instant application for summoning the petitioner as an additional accused, does not survive.
4. In view of the above, the instant petition is **dismissed**.

May 06, 2024
dharamvir

(KULDEEP TIWARI)
JUDGE

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