

CRR-1402-2024

117 IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CRR-1402-2024
Date of Decision: 30.07.2024

Rajender ...Petitioner

Versus

State of Haryana ...Respondent

CORAM: HON'BLE MR. JUSTICE ANOOP CHITKARA

Present: Mr. Rajat Mor, Advocate
for the petitioner.

Mr. Vikrant Pamboo, Sr. DAG, Haryana.

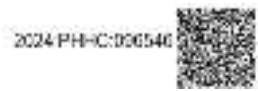
ANOOP CHITKARA, J.

FIR No.	Dated	Police Station	Sections
28	08.10.2023	ACB, Hisar, District Hisar	384 IPC and 7, 13(1)(b) r/w 13(2) of PC Act 1988

Aggrieved by the order dated 05.06.2024 passed by the Additional Sessions Judge, Bhiwani in the FIR captioned above, vide which the application filed by the petitioner for preserving CCTV footage, was dismissed, the petitioner has come up before this Court by filing the present petition.

2. Notices are served upon the official respondents through the State's counsel. Given the nature of the order that this Court proposes to pass, neither the response of official respondents nor the issuance of notices to the private respondents is required.

3. Counsel for the petitioner submits that he was not arrested from the place where he was shown, however the entire proceeding was done in the police post but this fact is missing from his application (Annexure P-3). Once the accused had not pleaded in the application, no fault can be found with the concerned Additional Sessions Judge to dismiss the application. However, in the entirety of facts and circumstances of the case, petitioner is permitted to file fresh application before the concerned Court with better particulars. It is clarified that if the application is filed by 16.08.2024, the



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concerned Court is requested to adjudicate it on priority and decide the same without being influenced to previous order of rejection dated 05.06.2024. However, if the petitioner does not file application on or before 16.08.2024, the liberty given here shall stand recalled automatically.

4. Petition is disposed of with the aforesaid observation. All pending applications, if any, stand disposed.

(ANOOP CHITKARA)
JUDGE

30.07.2024
anju rani

Whether speaking/reasoned:	Yes
Whether reportable:	No.