



CRM-M-54301-2024

1

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

(121)

CRM-M-54301-2024
Date of Decision : 12.11.2024

Dharam Singh and others ...Petitioners

Versus

Central Bureau of Investigation ...Respondent

CORAM: HON'BLE MR. JUSTICE KULDEEP TIWARI

Present: Mr. H.S. Randhawa, Advocate
for the petitioners.

Mr. Akashdeep Singh, Special P.P.
for the respondent-CBI.

KULDEEP TIWARI, J.(ORAL)

1. Through the instant petition, filed under Section 482 of Cr.P.C., a prayer is made for quashing of order dated 19.10.2022 (Annexure P-6), passed by the learned Special Judge, CBI Court, Punjab, in case FIR No.RC-12(s)/97/CBI/SIU/XVI/JMU dated 28.02.1997 (Annexure P-1), under Sections 120-B, 302, 364, 342, 343, 201 and 218 of the IPC, 1860, registered at Police Station Special Investigating Unit-XVI, Jammu.
2. Learned counsel for the petitioner, at the outset, submits that the application, which has been filed before the learned trial Court concerned, for bringing on record some additional documents, is not maintainable in the eyes of law. He further submits that the prosecution agency, if at all, wants to place on record some additional documents, which are not part of the final report, they should have resort to the apt provisions of law, which was not done in the instant case.



3. The legal issue, as raised by the learned counsel for the petitioner, is not refuted by the learned counsel for the respondent-CBI, rather, he submits that the respondent-CBI, may be permitted to withdraw the said application, with liberty to approach the learned trial Court concerned, seeking similar relief, by filing the application under the apt provisions of law, in case, the grievance still subsists.
4. The liberty, as sought by the learned Special Public Prosecutor, for the respondent-CBI, is not opposed by the learned counsel for the petitioner.
5. In view of the above consensus, this Court, set aside the order dated 19.10.2022 (Annexure P-6), and the application filed by the CBI, for bringing on record some additional documents, is ordered to be withdrawn, with the liberty, as asked for.
6. **Disposed of** accordingly.

(KULDEEP TIWARI)
JUDGE

November 12, 2024
Manpreet

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