

2024.PHHC:149302



IN THE HIGH COURT OF PUNJAB & HARYANA AT
CHANDIGARH

Sr. No.119

CRM-M-56471-2024 (O&M)
Date of decision : 14.11.2024

Kashmir Singh Petitioner

VERSUS

Sarabjeet Kaur Respondent

CORAM: HON’BLE MS. JUSTICE KIRTI SINGH

Present: Mr. Gaurav Kalsi, Advocate, for
Mr. H.S. Batth, Advocate, for the petitioner.

KIRTI SINGH, J. (Oral)

1. By way of the present petition under Section 528 of BNSS, 2023 prayer is for quashing of the order dated 03.09.2024 (Annexure P6) passed by the learned Court of Sh. Amandeep Singh Ghuman, JMIC, Amritsar in case CIS No.NACT/5647/2019 titled as ‘Kashmir Singh Vs. Sarabjit Kaur, whereby application moved by the petitioner, for amendment of the complaint to the extent that instead of transaction in the month of ‘June 2018’ has been inadvertently typed as ‘June 2019’ and instead of ‘June 2018’ and ‘July 2018’ and due to inadvertent mistake ‘June 2019’ and ‘July 2019’ was typed.
2. Vide order dated 03.09.2024 (Annexure P6), the learned Court below was pleased to dismiss the application for amendment.
3. Heard.
4. Allowing a complainant to amend or modify their allegations at the fag end of the trial after the defence had closed its strategy would

2024:PHHC:149302



unfavourably prejudice the accused and disrupt the over-all conduct of proceedings.

5. Permitting an amendment at such stage once the defence has disclosed it is a defence could create chaotic system where parties continuously amend claims to counter unfavourable cross-examinations and disrupting the procedural fairness and clarity.

6. This Court does not deem it appropriate to interfere in the matter and as the order dated 03.09.2024 (Annexure P6) is well reasoned order and there is no infirmity in the said order. No ground is made out for quashing of order dated 03.09.2024 (Annexure P6) passed by the learned Court of Sh. Amandeep Singh Ghuman, JMIC, Amritsar.

7. The petition is accordingly dismissed.

Pending miscellaneous application(s), if any, also stands disposed of.

(KIRTI SINGH)
JUDGE

14.11.2024
Ramandeep Singh

Whether speaking / reasoned
Whether Reportable

Yes/No
Yes/No