

138 **IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH**

CRM-M-49548-2025
Date of decision: 22.09.2025

JASPREET SINGH ALIAS VICKY DHUNA ALIAS VICKY

...PETITIONER

V/S

SATINDERVIR SINGH

...RESPONDENT

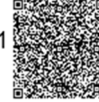
CORAM: HON'BLE MR. JUSTICE SUBHAS MEHLA

Present: Mr. Umesh Aggarwal, Advocate for the petitioner.

SUBHAS MEHLA, J. (ORAL)

1. Present petition has been filed by the petitioner under Section 528 of Bharatiya Nagarik Suraksha Sanhita, 2023 (for short 'BNSS') for quashing of impugned order dated 07.04.2025 (Annexure P-4) passed by learned Judicial Magistrate Ist Class, Amritsar in complaint case bearing NACT No.3483 of 2020 titled as '*Satindervir Singh vs. Jaspreet @ Vicky Dhuna*' whereby, defence evidence of the petitioner has been closed.

2. Learned counsel for the petitioner contended that petitioner moved an application under Section 315 of Cr.P.C. to appear as a witness in this case and the same was allowed. However, due to some unavoidable circumstances and non-availability of counsel for the petitioner, he failed to step into the witness box and on one occasion, the Advocates were on strike. As such, learned counsel prayed for only one effective opportunity and submitted that the case is fixed for tomorrow i.e. for 23.09.2025.

**CRM-M-49548-2025****-2-**

3. Heard.

4. With the assistance of learned counsel for the petitioner, record perused. The application filed by the petitioner was allowed by the trial Court vide order dated 06.03.2025 and he was granted opportunity to conclude his defence evidence. However, despite granting several opportunities, petitioner failed to conclude his defence evidence and ultimately, learned trial Court closed his defence evidence vide order dated 07.04.2025. Still, in the interest of justice, present petition stands allowed subject to cost of Rs.20,000/-, out of which, Rs.10,000/- to be paid to the complainant/respondent and Rs.10,000/- to be deposited with Punjab State Legal Services Authority-Disaster Relief Fund, Account No.44426937384, IFSC Code- SBIN0014656, State Bank of India, Sector-68, SAS Nagar (Punjab). Only one effective opportunity is given to the petitioner and he is directed to appear before the trial Court for adducing evidence in his defence.

5. Petition is accordingly disposed of.

September 22, 2025
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(SUBHAS MEHLA)
JUDGE

(i)	Whether speaking/reasoned	Yes/No
(ii)	Whether reportable	Yes/No