

IN THE COURT OF PRINCIPAL SESSIONS JUDGE
AT GANDHINAGAR.

Sessions Case No. 54/2017

:: Order Below Exh. 84 ::

1. Read the application and perused the papers of investigation and case of the prosecution. The learned advocate Mr. A.K.Bhatt and Mr. B.R.Sharma has raised objection that Mr. Subashbhai Trivedi should not be examined as it is not cited in the chargesheet.
2. This Court has to see that all necessary witnesses are being examined under Section 311 of the Cr.P.C. For the same, if the Court feels that any witness is required to be examined then Court may pass appropriate orders. It seems that Mr. Subashbhai Trivedi went to the place of incident therefore he is a necessary witness in the present case. The Investigating Officer has not shown Mr. Trivedi as witness in the witness list but for a fair trial he is required to be examined. Therefore, as discussed above, the then Police Inspector Mr. Subashbhai Trivedi has played important role and rescued the complainant therefore, he is required to be examined as witness. Hence, following order is passed:-

:: ORDER ::

1. The present application is hereby allowed.

Principal Sessions Judge
Gandhinagar

2. The prosecution is permitted to examine Mr. Subashbhai Trivedi, the then Police Inspector, Patan as witness.

Signed and pronounced in the open Court on this 17th day of March, 2021.

Dated: 17/03/2021

Place: Gandhinagar

[Nipa C. Raval]

GJ00370

Principal Sessions Judge
Gandhinagar

//S.A.GNR//

