

IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH

Sr. No.106

CRM-M-71041-2025 (O&M)

Date of Decision: 22.12.2025

Satkar Kaur Gehri

Versus

.... Petitioner

State of Punjab

... Respondent

CORAM: HON'BLE MR. JUSTICE TRIBHUVAN DAHIYA

Present: Mr. Sachin Sharma, Advocate, and
Mr. Surendra Pant, Advocate, for the petitioner.

Mr. Jastej Singh, Additional Advocate General, Punjab.

TRIBHUVAN DAHIYA, J. (ORAL)

CRM-52448-2025

Application is allowed and the copy of letter dated 20.11.2025
is taken on record as Annexure P-12 (colly).

Main case

The petition has been filed seeking quashing of the order dated 05.12.2025, Annexure P-11, passed in case FIR No.23, dated 18.09.2023, registered under Section 13(1)(b) read with 13(2) of the Prevention of Corruption Act, 1988 (as amended in 2018), and Section 120-B IPC, at Police Station Vigilance Bureau Range Ferozepur, District Ferozepur, whereby the Special Court has summoned a witness (PW-33/A Kultar Singh Sandhwan), who was given up by the prosecution by making statement to that effect on 24.11.2025, Annexure P-8.

2. Learned counsel for the petitioner contended that the witness was given up in view of circular issued by the Government of Punjab, Department of Vigilance (Vigilance-2 Branch), dated 07.11.2025, Annexure

P-12, which is still in force. Accordingly, there was no reason for the Special Court to allow the prosecution application, dated 28.11.2025, Annexure P-9, seeking summoning of the same witness again.

3. Learned State counsel does not dispute the fact that while allowing the prosecution application vide the impugned order, all the relevant facts including the said circular were not considered by the Special Court.

4. Considering the submissions made by learned counsel for the parties, this Court is of the view that the impugned order granting an opportunity to cross-examine PW-33/A has been passed without taking into account the circular, dated 07.11.2025, based upon which the prosecution had earlier made the statement, dated 24.11.2025, giving him up.

5. Accordingly, the impugned order, dated 05.12.2025, is set aside directing the Special Court to pass a fresh order after hearing the parties and taking into account the circular dated 07.11.2025.

6. Petition stands disposed of in the aforesaid terms.

(TRIBHUVAN DAHIYA)
JUDGE

22.12.2025
Maninder

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