

**HIGH COURT OF JUDICATURE FOR RAJASTHAN AT
JODHPUR**

S.B. Criminal Miscellaneous (Petition) No. 6749/2023

Panna Lal S/o Shri Gopi Ram, Aged About 38 Years, B/c Meghwal
R/o 3 Djm, Tehsil- Sri Vijaynagar, Dist. Sriganganagar, Raj.

-----Petitioner

Versus

1. State Of Rajasthan, Through Pp
2. Harcharan Singh S/o Shri Keshar Singh, B/c Kamboj Sikh,
R/o Ramsinghpur, Tehsil Anupgarh, Dist. Sriganganagar

-----Respondents

For Petitioner(s)	:	Mr. Ratish Bhatnagar
For Respondent(s)	:	Mr. Vikram Singh Rajpurohit, PP Mr. D.S. Thind

HON'BLE MR. JUSTICE SUNIL BENIWAL

Order

05/05/2026

1. The present criminal miscellaneous petition has been filed under Section 482 of the Cr.P.C., challenging the order dated 17.07.2023 passed by the Judicial Magistrate, Anupgarh, in Criminal Regular Case No. 56/2018, whereby the application filed by the petitioner under Sections 91 and 311 of the Cr.P.C. was dismissed.
2. At the outset, learned counsel appearing on behalf of respondent No. 2 submits that he has no objection if the present miscellaneous petition is allowed and the order dated 17.07.2023 is set aside.
3. Considering the submission made by learned counsel for the respondent, and in view of the fact that he does not oppose the petition, the present criminal miscellaneous petition is **allowed**.

The impugned order dated 17.07.2023 is quashed and set aside. Consequently, the application filed by the petitioner under Sections 91 and 311 of the Cr.P.C. is allowed, and the Officer/Branch Manager of Punjab National Bank is permitted to appear as a witness along with the relevant record.

4. Needless to observe that the respondent shall be at liberty to cross-examine the witness, and the trial Court shall proceed further in accordance with law.

5. In view of the fact that the matter has been pending since 2018, it is expected that the trial Court shall decide the same expeditiously.

6. Pending application(s), if any, stand(s) disposed of.

(SUNIL BENIWAL),J