

S U P R E M E C O U R T O F I N D I A
RECORD OF PROCEEDINGS

Petition(s) for Special Leave to Appeal (Crl.) No(s). 3090/2013

(Arising out of impugned final judgment and order dated 05/09/2012 in CRLR No. 1570/2011 passed by the High Court Of Punjab & Haryana At Chandigarh)

JOGENDER Petitioner(s)

VERSUS

STATE OF HARYANA & ANR. Respondent(s)

(with appln. (s) for exemption from filing c/c of the impugned order and office report)

Date : 26/09/2014 This petition was called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE M.Y. EQBAL
HON'BLE MR. JUSTICE PINAKI CHANDRA GHOSE

For Petitioner(s)

Mr. Harinder Mohan Singh,Adv.

For Respondent(s)

Mr. Kamal Mohan Gupta,Adv.

UPON hearing the counsel the Court made the following
O R D E R

Heard learned counsel for the parties and perused the order passed by the High Court setting aside the order passed by the Trial Court summoning the additional accused in the case.

From perusal of the order passed by the High Court,

it appears that the main accused namely, Pramod, who had been

Signature Not Verified

attributed

Digitally signed by an injury with knife on the left thigh of the

Sukhbir Paul Kaur

Date: 2014.09.26

18:00:32 IST

complainant has not been summoned as an additional accused.

Reason:

The Trial Court, in the absence of sufficient

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materials against the petitioner, in a mechanical manner passed

an order issuing summons against him. The High Court has

rightly set aside the order passed by the Trial Court. We do
not find any error in the said order.

With the above observation, this special leave
petition is dismissed.

(Sukhbir Paul Kaur)
Court Master

(Sneh Lata Sharma)
Court Master