



130 IN THE HIGH COURT OF PUNJAB AND HARYANA AT  
CHANDIGARH

CRM-M-18892-2025

Date of Decision: 09.06.2025

RAJ KUMAR SONI ... PETITIONER  
VS.  
STATE OF HARYANA AND ANOTHER .. RESPONDENTS

CORAM: HON'BLE MR. JUSTICE ROHIT KAPOOR

Present: Mr. Vimal Kumar Gupta, Advocate,  
for the petitioner.

Mr. Arun Kumar Singla, AAG, Haryana.

Ms. Jyotsna Saini, Advocate,  
for respondent No.2.

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**ROHIT KAPOOR, J. (ORAL)**

The petitioner in the instant petition has sought quashing of order dated 25.03.2025 (Annexure P-5) passed by learned Additional Sessions Judge, Gurugram in revision bearing CRR-124-2025 and order dated 17.02.2025 passed by learned Judicial Magistrate 1<sup>st</sup> Class, Gurugram in NACT-5222-2022 vide which an application filed by the petitioner under Section 311 Cr.P.C for recalling the complainant for his cross-examination has been dismissed.

Learned counsel for the petitioner, *inter alia*, contends that one last opportunity be granted to the petitioner for cross-examination of the complainant subject to imposition of reasonable costs.

Per contra, learned counsel for respondent no.2 vehemently opposed the prayer made by the petitioner by showing the conduct of the

petitioner and argues that despite several opportunities, the matter was deliberately sought to be delayed.

Without commenting anything on the merits of the case and purely in the interest of justice, the present petition is allowed and orders dated 25.03.2025 (Annexure P-5) and order dated 17.02.2025 are set aside. The learned trial Court is directed to grant one last opportunity to the petitioner to cross-examine the complainant/respondent No.2, subject to payment of Rs. 25,000/- payable to the complainant at the time of his appearance before the learned trial Court.

Both the parties are directed to appear before the learned trial Court on 04.07.2025.

All pending application(s), if any, shall stand disposed of.

**09.06.2025**  
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**(ROHIT KAPOOR)**  
**JUDGE**

Whether speaking/reasoned : Yes/No  
Whether Reportable : Yes/No