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**IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH**

CRM-M-63733-2024 (O&M)

Date of decision: 12.05.2025

Tarsem Singh @ Shammi and another

....Petitioners

Versus

State of Punjab

....Respondent

CORAM: HON'BLE MR. JUSTICE HARPREET SINGH BRAR

Present: Mr. Sahil Soi, Advocate for the petitioners.

Mr. Subhash Godara, Addl. A.G., Punjab.

HARPREET SINGH BRAR J. (Oral)

Prayer in this petition filed under Section 528 of BNSS, 2023 is for quashing of statement of complainant dated 18.09.2024 (Annexure P-2) recorded in CHI No.42 of 2023, in FIR No.81 dated 26.06.2022 under Sections 332, 353, 186, 506, 34 IPC Police Station Lohian, District Jalandhar (Rural), vide which the complainant Sct. Kewal Krishan has tendered a copy of MLR (Annexure P-3), allegedly conducted on 26.6.2022 by Dr. Tarun Sabharwal at CHC Lohian Khas, Jalandhar, whereas during the whole investigation, the said MLR was neither mentioned in the list of documents nor the doctor was cited in the list of witnesses.

Learned State counsel, at the very outset, submits that the present petition is pre-mature, the MLR attached with the paperbook as Annexure P-3, has not been exhibited as document, which is uncertified



copy and a marked document and its admissibility would be decided by the learned trial Court. The cause of action, if any, for the petitioner would arise in case any order is passed by the learned trial Court, summoning the doctor concerned, who was not cited as a prosecution witness.

In view of the above, learned counsel for the petitioner wishes to withdraw the present petition with liberty to approach this Court again in case any such order for summoning of doctor concerned is passed by learned trial Court.

Dismissed as withdrawn with liberty aforesaid.

(HARPREET SINGH BRAR)
JUDGE

12.05.2025

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Whether speaking/reasoned: Yes/No

Whether reportable: Yes/No