

Sandeep Kumar vs. State of H.P.

Cr.MP No. 1865 of 2022 in Cr.MP(M) No. 1223 of 2022

30.06.2022 Present: Mr. Mohar Singh, Advocate vice Mr. Nimish Gupta,
Advocate for the applicant/petitioner.

M/s Sumesh Raj, Dinesh Thakur and Sanjeev Sood,
Additional Advocate General with Mr. Amit Kumar
Dhumal, Deputy Advocate General, for the non-
applicant/State.

By way of this application, a prayer has been made for modification of order dated 27.06.2022, in terms whereof, the petition was disposed of to the effect that as in the said order, it was mentioned that the petitioner shall file an application under Section 439 of the Code of Criminal Procedure before the learned Trial Court, this part of the order requires modification as the application which can be preferred by the petitioner before the learned Trial Court will be the one under Section 437 of the Code of Criminal Procedure.

Having perused the averments made in the application and having heard learned Counsel for the parties, it is apparent that there is a clerical mistake in order dated 27.06.2022, and accordingly, it is ordered that in para-3 thereof “Section 439 of the Criminal Procedure Code” be corrected as “Section 437 of the Criminal Procedure Code”. It is further directed that after carrying out necessary correction in the order, fresh copy thereof be uploaded on the website of this Court and also made available to learned Counsel for the parties.

The application stands disposed of accordingly.

(Ajay Mohan Goel)
Judge

June 30, 2022
(narender)