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SUPREME COURT

Supreme Court

Magistrate Need Not Record Pre-Charge Evidence Before Sending Sessions-Triable Complaint Cases for Trial

Sheikh Rayees • July 2, 2026

PUBLISHED REPORT

The Supreme Court has clarified that a Magistrate is not expected to record prosecution evidence before committing a complaint case involving offences exclusively triable by a Sessions Court. Reversing a Punjab and Haryana High Court ruling, the Court held that such an exercise is neither required under the Code of Criminal Procedure (CrPC) nor consistent with the legislative framework governing committal proceedings. A Bench comprising Justice Sanjay Karol and...

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