

# The High Court Of Madhya Pradesh

WA-469-2021

(KISHANVIHARI SHARMA @ SATYA Vs THE STATE OF MADHYA PRADESH AND OTHERS)

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Gwalior, Dated : 09-06-2021

**Heard through Video Conferencing.**

Shri A.S. Bhadauria, learned counsel for the appellant.

Shri Varun Kaushik, learned Govt. Advocate for the State.

Learned State counsel is directed to seek instructions on the following two points:-

- (1) As to whether the provision of Section 156(3) Cr.P.C. can be invoked by accused alleging improper/delayed investigation or not ?
- (2) As to whether the provision of Section 161 Cr.P.C. providing for examination of witnesses by the police can include examination of accused also or not, only for the purpose of ascertaining the truth and not for recording confession ?

List the case **in the week commencing 21/06/2021.**

(SHEEL NAGU)  
JUDGE

(ANAND PATHAK)  
JUDGE

Suneel