

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

Crl. Appeal D-1744-DB of 2014
Date of Decision : January 09, 2015

Dr. Sujata Sharma and another

.....Appellants

VERSUS

State of Punjab and another

.....Respondents

**CORAM: HON'BLE MR. JUSTICE T.P.S. MANN
HON'BLE MR. JUSTICE DR. SHEKHER DHAWAN**

Present : Mr. Manuj Nagrath, Advocate
for the appellants.

T.P.S. MANN, J.

The appellants, at whose instance FIR No. 203 dated 14.9.2005 under Sections 170/419/420/384/389/465/506 IPC read with Sections 7, 8, 13(2) of the Prevention of Corruption Act was registered at Police Station Civil Lines, Amritsar have challenged the judgment dated 10.9.2014 passed by the Judge, Special Court, Amritsar to the extent of acquitting respondent-Kulwinder Singh @ Kuljinder Singh under Sections 389 and 465 IPC.

After hearing learned counsel for the appellants and going through the impugned judgment, we find that no evidence was brought on record by the prosecution to establish that respondent-Kulwinder Singh @ Kuljinder Singh had put the complainant in fear of accusation or attempted to commit such

offence. Similarly, there was no evidence that it was Kulwinder Singh @ Kuljinder Singh-respondent, who had forged various documents, viz. tour programme of Mr. Nair, affidavit of Dr.S.Dalal, Principal, Medical College, Amritsar and letter dated 2.2.2005 of Principal Secretary to Chief Minister, Punjab. In such a situation, Kulwinder Singh @ Kuljinder Singh-respondent has been rightly acquitted of the charges under Sections 389 and 465 IPC.

Resultantly, there is no merit in the present appeal, which is, accordingly, dismissed.

It may, however, be mentioned here that this Court has not observed anything on the conclusions arrived at by the trial Court in convicting Kulwinder Singh @ Kuljinder Singh-respondent under Section 8 of the Prevention of Corruption Act and Sections 419, 420, 471 and 506 IPC.

**(T.P.S. MANN)
JUDGE**

**(SHEKHER DHAWAN)
JUDGE**

January 09, 2015
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