

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

**CRA-S-2924-SB of 2013 (O&M)
Date of Decision 14.01.2015**

Shiv Kumar

..Appellant

Versus

Anil and others

..Respondents

CORAM: HON'BLE MR.JUSTICE M.M.S BEDI

Present: Mr. Sukhdeep Parmar, Advocate,
for the appellant.

M.M.S BEDI, J.(ORAL)

Petitioner is aggrieved by the order of acquittal of the respondents in a case registered on the allegations that the prosecutrix went missing at a time when her neighbour Sunil also disappeared. The prosecutrix allegedly eloped with him with the help of other four accused.

The trial Court has acquitted the accused mainly on the ground that the story of the prosecution does not inspire confidence as on the alleged date of kidnapping the prosecutrix was established to be present on the marriage ceremony of her three brothers on one day. In this context photographs Ex. DX-4 has been placed on the record.

Taking into consideration the totality of the circumstances, I am of the opinion that on the appreciation of the evidence, it will not be feasible for this Court to pass an order of conviction.

Delay in filing of the appeal is condoned but on merits leave to appeal is declined.

14.01.2015
harsha

(M.M.S.BEDI)
JUDGE