

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

**C.R.M-M No.38289 of 2014
Date of Decision : 03.12.2015**

Satish Sapra

..... Petitioner

Versus

Liyakat Ali

..... Respondent

CORAM : HON'BLE MR. JUSTICE AJAY TEWARI

Present : Mr. G.C. Shahpuri, Advocate
for the petitioner.

1. Whether Reporters of local papers may be allowed to see the judgment?
2. To be referred to the Reporters or not?
3. Whether the judgment should be reported in the Digest?

AJAY TEWARI, J. (Oral)

This petition has been filed for setting aside the concurrent orders dated 20.01.2014 and 04.06.2014 discharging the accused-respondent.

The allegations in the complaint were that the respondent had entered into the agreement to sell certain land and in that agreement it has mentioned that the respondent would provide passage thereto but later on it transpires that there is no passage. Both the Courts below had influenced by the fact that in the pre-charge evidence both the petitioner as well respondent had admitted that they had seen the site and all papers relating to the land in dispute and thereafter held that the offence of cheating is not made out.

In my opinion, the orders passed by the Courts below cannot be said to be perverse and I do not deem it appropriate to take a different view to that taken by the Courts below.

Petition is dismissed.

Since the main case has been decided, the pending Criminal Misc. Application, if any, also stands disposed of.

December 03, 2015

ashish

**(AJAY TEWARI)
JUDGE**