

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

CRM-M No.43400 of 2014

Date of decision: 9th March, 2015

Sohan Lal

... Petitioner

Versus

Suman Trehan and others

... Respondents

CORAM: HON'BLE MR. JUSTICE FATEH DEEP SINGH

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

Present: Mr. Ajay Pal Singh Srawaan, Advocate
for the petitioner.

FATEH DEEP SINGH, J.

After having been unsuccessful in his complaint which the complainant-petitioner Sohan Lal filed against the respondents and stood dismissed through orders dated 18.04.2011 of Sub Divisional Judicial Magistrate, Pathankot followed by the judgment dated 19.05.2014 of the learned Additional Sessions Judge passed in the revision upholding the same, the petitioner has preferred this petition under Section 482 Cr.P.C.

Heard Mr. Ajay Pal Singh Srawaan, Advocate for the petitioner.

The allegations of the petitioner on the face of it shows a relationship of tenant and landlord between the parties and there is allegation that the respondent side has sought to take forcible possession of the alleged tenanted premises and after breaking open the locks they have taken away the articles. The learned Magistrate and so the learned Revisionist Court have duly appreciated the allegations in the complaint and the evidence led at the preliminary stage. It has been categorically held that the statement of complainant Sohan Lal as CW1 was based on hearsay and the infirm eye witness account by CW2 Vinod Kumar remained uncorroborated and who has not even specifically named any of the persons to be the perpetrators of the crime nor has attributed any definite role.

From the entire evidence consistent conclusions drawn by the two courts below certainly are legally correct, firm and prima facie no offence whatsoever is made out. Thus, evidently there is nothing perverse or suggestive to show need for exercise of inherent powers by this Court and the findings being legally correct and firm need not be interfered with.

The petition being hopelessly without merit stands dismissed in limine.

(FATEH DEEP SINGH)
JUDGE

March 9, 2015

rps