

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

CRM-M No. 4767 of 2015 (O&M)

Date of decision: 13.02.2015

Kuldeep

...Petitioner

Versus

State of Haryana

...Respondent

CORAM: HON'BLE MR.JUSTICE JITENDRA CHAUHAN

Present: Mr. V.S. Rana, Advocate for the petitioner.

Jitendra Chauhan, J. (Oral)

By way of the present petition filed under Section, 482 read with Section 427 of the Code of Criminal Procedure, the petitioner seeks issuance of directions with a prayer that both the sentences awarded to the petitioner by various trial Court in different cases and on different dates be ordered to be run concurrently.

The petitioner had earlier approached this Court by way of CRM-M No. 28965 of 2011 , which was dismissed as not maintainable, vide order dated 21.02.2012 (Annexure P-3), in view of the law laid down in **Jang Singh** Vs. **State of Punjab**, 2008(1) RCR (Crl.) 323. Against the said order dated 21.02.2012, the petitioner approached the Hon'ble Apex Court, by filing SLP No. 6191 of 2014 (Annexure P-4), which was also dismissed with liberty to raise the question, if permissible, before an appropriate forum.

Now the petitioner again reasserting his right on the basis of Full bench judgment of this Court titled as **Jang Singh** Vs. **State of Punjab** (supra), which already stands considered and declined.

In Jang Singh's case, it is held as under:-

“Para No.4 Direction to make the sentences to run concurrently can be exercised by the trial Court or by the appellate Court or a revisional Court at the time of exercising appellate or revisional jurisdiction as well. It may not be open for a person to seek such direction for making the sentences to run concurrently by moving an application under Sections 482 and 427 of Criminal Procedure Code.”

In above of the above, no case for reconsideration of the matter is made out, under the provisions of Section 482 or 427 of the Code.

Dismissed.

13.02.2015

sumit.k

(JITENDRA CHAUHAN)
JUDGE