

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

**CRR No.3445 of 2013 (O&M)
Date of Decision 20.01.2015**

Vikas Verma

..Petitioner

Versus

State of Punjab and others

..Respondents

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

Present: Mr. Hitesh Kaplish, Advocate,
for the petitioner.

Mr. J.S. Brar, AAG, Punjab.

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

There is delay of 463 days in filing this revision against concurrent acquittal of the private respondents.

The respondents have been acquitted by both the Courts below in a case registered at the instance of petitioner alleging that he was married to Shardha Madan respondent No.2. She had left the matrimonial home but later on she returned with her father, brother and uncle. The private respondents had attacked the complainant. The matter arises out of matrimonial dispute between petitioner and respondent No.2.

On asking of the Court, learned counsel for the petitioner has informed that the petitioner has also filed a divorce petition, which is being contested by respondent No.2. The proceedings in another case under Sections 406, 498-A IPC are also pending against the petitioner. Copy of the FIR has been placed on record.

Counsel for the petitioner has submitted that on misreading and unfair appreciation of evidence, the private respondents have been acquitted giving them benefit of doubt.

After hearing counsel for the petitioner and going through the record, I am of the opinion that the order of acquittal has rightly been passed taking into consideration the facts that there has been inordinate delay in lodging of the FIR, there is doubt regarding the injuries received. The parties being vindictive and inimical towards each other, the possibility of false implication has also been taken into consideration.

I do not deem it appropriate to arrive at different conclusion on re-appreciation of evidence and the jurisdiction of this Court is very limited in revision against acquittal.

No ground is made out for interference.

Permission to condone the delay in filing the revision is refused.

Dismissed.

20.01.2015

harsha

(M.M.S.BEDI)
JUDGE