

IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH.

CRR 2140 of 2014 (O&M)

Date of Decision: January 9, 2015

Raghubir Singh

.....Petitioner

Vs.

State of Punjab

.....Respondent

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

-.-

Present:- Mr. K.S. Chahal, Advocate
for the petitioner.

-.-

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

The documents are permitted to be taken on record.

The petitioner has been convicted to undergo RI for one year for having caused the death of Vijay Kumar, a motorcyclist, who died on the spot while driving a tanker.

Counsel for the petitioner has vehemently contended that the petitioner had not been identified by PW1 Ravi Kumar.

I have heard learned counsel for the petitioner and gone through the judgment passed by the Courts below. There is a concurrent finding regarding involvement of the petitioner and his identification. There are

other circumstances which are sufficient enough to connect the petitioner to the crime.

Counsel for the petitioner also raised a plea of contributory negligence of the deceased.

The said plea having not been raised to claim any benefit, cannot be permitted to be taken up in the revision petition for the first time. This plea may, however, be available to the petitioner in determination of liability in case matter is pending before any Claims Tribunal.

No ground is made out to interfere in the order of conviction.

Dismissed.

January 9 , 2015
sanjay

(M.M.S.BEDI)
JUDGE