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

CRR No.3315 of 2015 (O&M)

Date of decision: September 18, 2015

Sukhwinder Singh

.....Petitioner

Versus

State of Punjab

.....Respondent

CORAM: HON'BLE MRS. JUSTICE SABINA

Present: Mr. S.P.S. Sidhu, Advocate
for the petitioner.

SABINA, J

Petitioner had faced trial in FIR No.8 dated 30.01.2002, under Sections 420, 120-B, 406 of Indian Penal Code, 1860 ('IPC' for short), registered at Police Station Valtoha.

Trial Court vide order dated 06.02.2012 ordered the conviction and sentence of the petitioner qua commission of offence punishable under Section 406 IPC. The conviction and sentence of the petitioner, as ordered by the trial Court, was upheld by the Appellate Court vide order dated 01.08.2015. Hence, the present petition by the petitioner.

I have heard learned counsel for the petitioner and have gone through the record available on the file carefully.

Prosecution story, in brief, is that Punjab Agro Industries Corporation Limited had entered into an agreement on 12.10.2001 with the petitioner for custom milling of paddy for the crop year 2001-2002. However,

petitioner had failed to do the needful.

Prosecution in order to prove its case, lead its evidence to establish that the petitioner had misappropriated 15751 bags weighing 7875.50 quintals of paddy entrusted to him for milling.

During trial, petitioner disputed his signatures on the agreement dated 12.10.2001. Consequently, opinion from the Central Forensic Science Laboratory, Chandigarh was sought and as per the said opinion, the agreement was duly signed by the petitioner.

Since in the present case, prosecution had been successful in proving that the petitioner had misappropriated huge quantity of paddy, the Courts below rightly ordered the conviction and sentence of the petitioner qua the charge framed against him.

No ground for interference by this Court, is made out.

Dismissed.

**(SABINA)
JUDGE**

September 18, 2015
mahavir