

IN THE HIGH COURT OF PUNJAB AND HARYANA AT CHANDIGARH

CRR-849-2014

Date of Decision:19.05.2015

AJAIB SINGH

.....Petitioner

Vs

SHAMSHER SINGH AND ORS

.....Respondents

CORAM: HON'BLE MR. JUSTICE RAJ MOHAN SINGH

Present: Mr. Sudhir Sharma, Advocate
for the petitioner.

Mr. Varun Sharma, A.A.G., Punjab.

- 1. Whether Reporters of local papers may be allowed to see the judgment ?**
- 2. To be referred to the Reporters or not ?**
- 3. Whether the judgment should be reported in the Digest?**

RAJ MOHAN SINGH, J. (Oral)

This revision petition has been directed against the judgment dated 03.12.2013 passed by Additional Sessions Judge, Sri Muktsar Sahib vide which appeal against judgment of acquittal recorded by Chief Judicial Magistrate, Sri Muktsar Sahib was dismissed. In a cross case, the complainant was accused in a criminal complaint filed by the accused herein, in which the complainant was convicted of the offence under Section 323/325 and was sentenced accordingly. The complainant remained successful in appeal as well as in revision before this Court.

Heard.

Both the Courts have taken realistic view of the situation, particularly when 35-40 persons were shown fighting with each other, neither of them were arrested nor any person except one Surinder Singh was found injured. The alleged video clip was not produced on record and it was conveniently withheld by the prosecution in order to save police officials. Incriminating evidence could not be brought on record so as to protect culpability of the persons so acquitted by the Courts below.

No ground is made out to interfere in the revision against the order passed by the Courts below, acquitting the respondents.

Dismissed.

(RAJ MOHAN SINGH)
JUDGE

May 19, 2015
SwarnjitS