

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

CRA-AD No. 115 of 2015 (O&M)

Date of decision: 14.01.2016.

Ashu Sharma

.....Appellant.

Versus

State of Punjab and others

.....Respondents.

**CORAM: HON'BLE MR. JUSTICE S.S. SARON
HON'BLE MR. JUSTICE GURMIT RAM**

Present: Mr. Navkiran Singh, Advocate, for the appellant.

S.S. SARON, J.

This appeal has been filed by Ashu Sharma-appellant against the judgment dated 29.08.2015 passed by the learned Additional Sessions Judge, Jalandhar in pursuance of which respondents No. 2 to 9 have been acquitted of the offences under sections 307, 148 and 149 of the Indian Penal Code; besides, section 27 of the Arms Act.

The appellant-Ashu Sharma is the complainant in the case although he is not a "victim" as defined under section 2 (wa) of the Code of Criminal Procedure ('Cr.P.C.' - for short). Therefore, learned counsel for the appellant accepts that he would not be entitled to file an appeal in terms of the proviso to section 372 Cr.P.C.

Learned counsel for the appellant, therefore, prays that he may be allowed to withdraw the appeal.

Dismissed as withdrawn.

**(S.S. SARON)
JUDGE**

**(GURMIT RAM)
JUDGE**

14.01.2016

Ramesh