

IN THE HIGH COURT OF PUNJAB AND HARYANA

AT CHANDIGARH

CRM-A-990 MA- 2015 (O&M)

Date of decision: 10.05.2016

Gurmit Singh

.....Applicant

versus

Smt.Pushpinder Kaur and another

.....Respondents

CORAM: Hon'ble Mr.Justice Kuldip Singh

Present: Mr.Vipin Mahajan, Advocate for the applicant

- 1. Whether Reporters of Local Newspapers 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?*

Kuldip Singh, J. (Oral)

CRM No.19512 of 2015

For the reasons mentioned in the application, it is allowed and 79 days delay in filing the application for grant of leave to appeal stands condoned.

The applicant had filed a criminal complaint before the learned Judicial Magistrate 1st Class, Gurdaspur under the various sections alleging that Pushpinder Kaur filed a false affidavit before the Registrar of the Societies for registration of the society called Gurudwara Yaadgar Shere Punjab Maharaja Ranjit Singh Managing Society, Dina Nagar, in which she had stated that neither any member of the society have been convicted nor any charges have been framed against them by any Court of law nor any case is pending

against the members of the society, whereas Balbir Singh son of Ajaib who is Vice President, has been convicted by the then learned Sessions Judge, Gurdaspur in FIR No.279/93 dated 31.7.1993, PS Sadar Batala under Sections 302, 34, 460 IPC. Gurbachan Singh, who is life Manager, was also suspended from the job who was working in PNB in aforesaid case.

Heard.

I am of the view that it is claimed by the complainant that an affidavit was submitted before Registrar of Societies, which contained wrong statement. Under Section 195 Cr.P.C., in such cases, only the Registrar was competent to file a complaint. The complainant who is a private person could not file the complaint. The complaint was rightly held to be not maintainable.

No ground to grant leave to appeal.

Hence, the application for grant of leave to file appeal stands dismissed.

10.05.2016

gk

**(Kuldip Singh)
Judge**