

IN THE HIGH COURT OF PUNJAB AND HARYANA

AT CHANDIGARH

CRR No.2920 of 2015 (O&M)

Date of decision: 03.05.2016

Swaran Singh

.....Petitioner

versus

State of Punjab and others

.....Respondents

CORAM: Hon'ble Mr.Justice Kuldip Singh

Present: Mr.Kanal Narula, Advocate for the petitioner

- 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.25746 of 2015

For the reasons mentioned in the application, it is allowed and 64 days delay in filing the application for grant of leave to appeal stands condoned.

CRR No.2920 of 2015

Impugned in the present revision is the order dated 21.2.2015, passed by learned Additional Sessions Judge, Fazilka, upholding the judgment dated 24.4.2014, passed by learned Judicial Magistrate 1st Class, Jalalabad, vide which the accused-respondents

were acquitted of the charges framed against them under Sections 325, 323 read with Section 34 IPC.

According to the complainant Swaran Singh on 6.2.2009, accused assaulted him. Mohinder Singh gave a *dang* blow which hit on the left elbow. Gurmit Singh gave a *gandasi* blow which landed on middle finger of his right hand. Gurmit Singh gave another blow of *gandasi* which hit on the ring finger of his right hand.

I have heard learned counsel for the petitioner and have also carefully gone through the file.

Perusal of medical evidence shows that these injuries are not corroborated by the medical evidence. Injury No.1 on the person of Swaran Singh is only defused swelling, injury No.2 is lacerated wound and injury No.3 is reddish abrasion. Once, it is found that statement is not corroborated by the medical evidence, there is no ground to interfere in the concurrent findings of facts recorded by two Courts below, acquitting the accused.

Consequently, the present revision stands dismissed.

03.05.2016

gk

**(Kuldip Singh)
Judge**