

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

CRR-330-2016 (O&M)
Date of Decision: 09.05.2016

KULWANT SINGH

.....Petitioner

Vs.

STATE OF PUNJAB OTHERS

.....Respondents

CORAM: HON'BLE MR. JUSTICE KULDIP SINGH

Present: Mr. Gagandeep Singh Siphiki, Advocate,
for the petitioner.

KULDIP SINGH, J (ORAL)

Impugned in this present revision is the order dated 29.07.2015 passed by the learned Additional Sessions Judge, Gurdaspur vide which in an appeal against the conviction of the accused in a complaint case under Section 452/427/148/323/506 and 149 IPC, the accused was released on probation.

Heard.

The judgment dated 29.07.2015 passed by the learned Additional Sessions Judge, Gurdaspur shows that the allegations in the complaint were leveled that all the accused entered into the shop of the complainant and gave him *daang* blow and also pulled the hairs of the wife of the complainant. Some cash was also allegedly stolen from the cash box and electric bulbs and soda bottles were broken. It also comes out that no doctor was examined to prove the injuries. It is a case of allegedly causing simple injuries and house tress pass. There is no previous record

of conviction against the accused. The learned Additional Sessions Judge vide the impugned judgment ordered that the accused to be released on probation under Section 4 (1) of the Probation of Offenders Act, for the period of two years on executing probation bond in the sum of ₹ 10,000/- each. Certain conditions were also imposed. The accused were also ordered to pay ₹ 2000 each, which comes to ₹ 10000, as a compensation to the complainant under Section 357 Cr. P.C.

After going through the judgment of the learned Additional Sessions Judge, Gurdaspur, I am of the view that there is no infirmity in the exercise of the jurisdiction of the learned Additional Sessions Judge. For the simple injuries not supported by the medical evidence, house trespass and causing minor damage by breaking of electric bulbs and soda water bottles, the accused/private respondents have rightly been released on probation.

In view of the above, no ground is made out to interfere in the impugned judgement of the learned Additional Sessions Judge, Gurdaspur. Hence, the present revision stands dismissed.

May 09, 2016

Suresh Kumar

**[KULDIP SINGH]
JUDGE**