

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

Crl. Appeal S-1872-SB of 2004
Date of Decision : July 28, 2017

Rameshwar and another

.....Appellants

VERSUS

State of Haryana

.....Respondent

CORAM: HON'BLE MR. JUSTICE T.P.S. MANN

Present : None for the appellants.

Mr. Pramjeet Singh, Asstt. A.G., Haryana.

T.P.S. MANN, J. (Oral)

The appellants, namely, Rameshwar and Manoj, alongwith Sunil and Shibu @ Shiv Charan, were tried for committing the offences punishable under Sections 398/401 IPC and Section 25 of the Arms Act. Vide judgment and order dated 18.8.2004 learned Additional Sessions Judge, Fast Track Court, Sonapat acquitted them of the charges under Sections 398/401 IPC. Shibu @ Shiv Charan was also acquitted of the charge under Section 25 of the Arms Act. However, the appellants and Sunil were convicted under Section 25 of the Arms Act and sentenced to undergo rigorous imprisonment for one year each.

The appeal filed by the appellants against their conviction and sentence was admitted on 24.1.2005. However, at

no point of time, any application was moved on their behalf for suspension of their sentences of imprisonment.

As per the custody certificates produced by the learned State counsel, both the appellants had served a period of one year, five months and fourteen days during the trial of the case which was more than the period for which they stood sentenced by the learned trial Court.

None has put in appearance for the appellants. It appears that the appellants, who have already undergone the sentence imposed upon them, are no more interested in prosecuting the present appeal.

The appeal is, accordingly, dismissed for want of prosecution.

July 28, 2017
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(T.P.S. MANN)
JUDGE

Whether speaking/reasoned. : Yes/No

Whether Reportable. : Yes/No