

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

215

**CRM-A-964-MA of 2016
DATE OF DECISION: 25.08.2017.**

Zile Singh

....Applicant.

VERSUS

Roshan Lal

....Respondent.

CORAM : HON'BLE MR. JUSTICE SHEKHER DHAWAN

Present: Mr. J.P. Sharma, Advocate for the applicant.

Shekher Dhawan, J. (Oral)

Present application under Section 378(4) Cr.P.C. is for grant of leave to appeal against the judgment of acquittal dated 02.03.2016 rendered by learned Judicial Magistrate Ist Class, Mahendergarh.

Learned counsel for the applicant submitted that the learned Magistrate dismissed the complaint filed by him without any basis and passed the impugned order thereby acquitting the accused and that judgment be set aside.

Having considered the submission made by learned counsel for the applicant and appraisal of the record, this Court is of the view that learned Magistrate has already discussed in detail the evidence available on file and recorded the finding that there is no material or evidence available on the file to proceed further. Even the statement of all the five witnesses examined by the complainant failed to prove the alleged offence. PW1 is not a witness to the pronote and remaining witnesses i.e., PW2 to PW5 had not deposited anything material in support of the main allegation.

No ground is made out to grant leave to appeal against the impugned judgment of acquittal. The instant application is dismissed being devoid of any merit.

(SHEKHER DHAWAN)
JUDGE

25.08.2017.

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Whether speaking/reasoned	:	YES/NO
Whether reportable	:	YES/NO