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

CRM-A-2089-MA of 2015

Date of decision: August 24, 2017

Rajender Singh

.....Petitioners

Versus

Parwari Devi and others

.....Respondents

CORAM: HON'BLE MR. JUSTICE A.B. CHAUDHARI

Present: Mr. Sumit Sangwan, Advocate for the applicant.

A.B. CHAUDHARI, J (Oral)

Heard learned counsel for the applicant.

It is not in dispute that the complaint case was filed by the applicant without obtaining sanction under section 19 of the Prevention of Corruption Act, 1881 (for short 'P.C. Act').

Learned counsel for the applicant submits that the applicant had moved the specified authority for grant of sanction, but even till this date, though, the trial has been completed, there is no order either granting or refusing sanction. He fairly states that the applicant did not approach any Court for Writ of Mandamus to the specified authority to take decision on the question of sanction.

Even if whatever has been contended by the learned counsel for the applicant is correct, the fact remains that the trial has been completed and the accused has been acquitted for want of sanction. I think the applicant has faltered in not acting at the appropriate time.

In that view of the matter, the present application seeking leave to appeal against acquittal is dismissed as having sanction *sine qua non* for prosecution under Section 19 of the P.C. Act.

(A.B. CHAUDHARI)
JUDGE

August 24, 2017

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Whether speaking/ reasoned: Yes/No

Whether Reportable: Yes/No