

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

(102)

**CRM-A-494-MA-2017 (O&M)
Decided on: November 07, 2017.**

Archana Sharma wife of Chander Parkash

.... Appellant

Versus

State of Haryana and others

..... Respondents

**CORAM: HON'BLE MR. JUSTICE M.M.S. BEDI
HON'BLE MR. JUSTICE AUGUSTINE GEORGE MASIH**

Present: Mr. Aditya Sanghi, Advocate, for the applicant.

M.M.S. BEDI, J (ORAL)

CRM-7978-2017

The miscellaneous application is allowed.

Delay of 56 days in filing the appeal is condoned.

CRM-A-494-MA-2017

As the private respondents have been granted the concession of probation considering all the facts and circumstances before the Court, we do not find any ground to interfere in the order of sentence and the decision of the Court for grant of probation.

Counsel for the applicant, faced with above said situation, has limited his prayer for grant of adequate compensation to the applicant.

The trial Court, on appreciation of evidence, has arrived at a conclusion that the private respondents are not responsible for the simple heart to applicant Archana Sharma which had allegedly caused miscarriage of the child. Injury attributed to the respondents is a simple heart.

The compensation awarded appears to be adequate in the circumstances of the present case and warrants no interference.

The prayer for special leave to appeal is thus declined.

The application is dismissed without prejudice to the other legal rights of the parties.

(M.M.S. BEDI)
JUDGE

November 07, 2017.
harsha

(AUGUSTINE GEORGE MASIH)
JUDGE

Whether speaking/reasoned:	Yes/No
Whether reportable:	Yes/No