

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

CRR-6-2016 (O & M)
Date of decision :18.07.2017

Kamaljit Kaur

...Petitioner

Versus

State of Punjab and others

...Respondents

CORAM: HON'BLE MR. JUSTICE SUDIP AHLUWALIA

Present: Mr. Gurcharan Singh, Advocate
for the petitioner.

SUDIP AHLUWALIA, J. (Oral)

This Revisional Application has been filed challenging the judgment dated 10.02.2015 passed by the learned Additional Sessions Judge, SAS Nagar, Mohali in CRA No.67-A, on 30.08.2012. Vide the impugned judgment, the learned Lower Appellate Court upheld the earlier judgment dated 06.08.2012 passed by the learned Sub Divisional Judicial Magistrate, Dera Bassi, in criminal proceedings arising out in FIR No.346 dated 19.07.2001 of Police Station, Dera Bassi, under Sections 420, 467, 468, 471, 506 and 120-B of the IPC. The learned trial Court had acquitted the accused persons/private respondents of the aforesaid offences.

Along with the revision petition, the petitioner has filed an application under Section 5 of the Limitation Act seeking condonation of delay of 171 days.

On going through the same, this Court is not convinced about the veracity of the reasons disclosed for delay to the effect that clerk to the petitioner's counsel had mixed up the paper-book in other brief in the counsel's office, which could not be traced out for almost six months from

29.06.2015 till 16.12.2015.

Even on merits, this Court prima facie finds no infirmity in the judgment passed by the learned trial Court or the Lower Appellate Court.

It is a matter of record that the complainant, deceased Jagjit Singh, who had alleged forgery of his signatures, never appeared before the trial Court for cross-examination. Even the factum of his death was never brought on record till conclusion of the trial.

For the aforesaid reasons, this Court finds no reason to interfere with the impugned judgments or to grant any indulgence by way of condoning inordinate delay in filing the revision petition.

Accordingly, the present petition and the application seeking condonation of 171 days' delay are dismissed.

18.07.2017
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(SUDIP AHLUWALIA)
JUDGE

Whether speaking / reasoned :	Yes	No
Whether Reportable :	Yes	No