

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

**CRR No.1952 of 2017 (O&M)
Date of decision : September 12, 2017**

Aman @ Jutkhana @ Jootkhana Petitioner

Versus

The State of Punjab Respondent

CORAM : HON'BLE MR. JUSTICE KULDIP SINGH

Present:- Mr. Vishal Deep Goyal, Advocate for the petitioner.

Mr. C.L. Pawar, Sr. DAG, Punjab.

1. Whether the Reporters of local newspaper may be allowed to see the judgment ?
2. To be referred to the Reporter or not.
3. Whether the judgment should be reported in the digest ?

KULDIP SINGH J. (ORAL)

In terms of the last order, the State has not produced the relevant rule.

Learned counsel for the petitioner has produced the said rule. The same has been perused, in which it is stated that as per schedule, .315 bore country made pistol is not a prohibited bore weapon.

Heard.

Both the courts below held that one country made pistol was recovered from the petitioner. Minor discrepancy here or there do not affect the merits of the case.

Learned counsel for the petitioner has argued that in this case, independent witness was not joined.

However, it depends upon the facts of each case. Merely, for want of independent witness, the police story is not to be disbelieved. The lower court has passed the minimum sentence of rigorous imprisonment for

Learned counsel for the petitioner has further argued that it was a pitch dark, when the recovery was effected from the petitioner.

The recovery was effected at 6.15 p.m. on 19.12.2012. At that time, it is not pitch dark.

There is no ground to interfere in the findings recorded by both the courts below. As such, the present revision petition is dismissed.

(KULDIP SINGH)
JUDGE

September 12, 2017
sarita
Whether speaking / reasoned
Whether Reportable:

Yes
No