

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

RSA No. 5170 of 2015 (O&M)
Date of decision : August 11, 2017

Jatinder Singh,

..... Appellant

v.

Piara Singh and others,

..... Respondents

CORAM : HON'BLE MR. JUSTICE AJAY TEWARI

Present : Mr. Sarju Puri, Advocate
for the appellant.

Ajay Tewari, J (Oral)

This appeal has been filed against the concurrent judgments and decrees of the Courts below dismissing the suit filed by the appellant for damages on account of defamation.

The respondents are the real uncles of the appellant. There has been history of civil and criminal litigation between them. The allegation made in the plaint was that a complaint made by the respondents against the appellant to the CMO and the SHO was defamatory.

Counsel for the appellant has shown to me a photocopy of the said complaint and particularly pointed out two paragraphs which, as per him, were defamatory. In one paragraph, the respondents had alleged that the appellant on one occasion came near their house and started drinking along with some anti social elements and had abusive language. In the second paragraph, it was stated that the appellant misused his official

position and tried to incite the villagers against his uncles.

Both the Courts below held that as regards lowering down the reputation of the appellant amongst his friends, relatives, patients and colleagues, no evidence was led by him by producing any person to prove that the complaint was filed by the respondents with an intention to lower his reputation in his department or in the general public. The Courts also found that around the same time, similar allegations were levelled against the appellant in two news papers and the fact that he did not sue the Editors or Press Correspondents of those news papers showed that he was either not aggrieved by these defamatory allegations or the suit was just a ploy to embroil his uncles in unnecessary litigation. Counsel for the appellant has not been able to show me how these findings are incorrect. No question of law has arisen in this appeal. Consequently, the present appeal is dismissed.

Since the main case has been decided, the pending C.Ms, if any, also stand disposed of.

August 11, 2017
'kk'

(AJAY TEWARI)
JUDGE

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