

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

CRM-A No. 1579/MA of 2016 (O&M)

Date of decision: 23.10.2018

Gursewak Singh

.. Applicant

VS

State of Punjab and another

.. Respondents

**Coram: Hon'ble Mr. Justice Rajesh Bindal
Hon'ble Mr. Justice Mahabir Singh Sindhu**

Present Mr. Saurabh Sabharwal, Advocate for
Mr. Sant Pal Singh Sidhu, Advocate, for the applicant.
Mr. Harbeer Sandhu, Assistant Advocate General, Punjab.
Ms. Sushma Chopra, Advocate, for respondent no. 2.

Rajesh Bindal, J.

The present application for grant of leave to appeal has been filed by the complainant for convicting the accused-respondent under Section 302 IPC, who has been convicted under Section 304-B IPC in FIR No. 50 dated 25.5.2014 registered with Police Station Arni Wala, District Fazlika. The appeal filed by the accused- respondent bearing CRA-S No. 1315-SB of 2016 has already been admitted.

In view of the judgment of Hon'ble the Supreme Court in Criminal Appeal Nos. 1281-82 of 2018 Mallikarjun Kodagali (Dead) represented through Legal Representatives vs State of Karnataka and others, decided on 12.10.2018, the complainant has the right to file appeal. Hence, leave to appeal is granted.

The office is directed to register the appeal.

Admitted.

To be heard with the aforesaid appeal.

(Rajesh Bindal)
Judge

23.10.2018
vs

(Mahabir Singh Sindhu)
Judge

Whether speaking/ reasoned

Yes/No

Whether Reportable

Yes/No