

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

CRM-A-1805-MA-2017

Decided on : 14.03.2018

Bheera Ram

..... Applicant

Versus

State of Haryana and others

..... Respondents

CORAM: HON'BLE MR. JUSTICE T.P.S. MANN
 HON'BLE MR. JUSTICE DEEPAK SIBAL

Present: Mr. Chander Pal Tiwana, Advocate, for the applicant.

T.P.S. MANN, J. (ORAL)

The applicant, who is father of deceased-Ishwar Singh, has filed the present application under Section 378(4) of the Code of Criminal Procedure, 1973 for grant of leave to appeal against the judgment dated 27.01.2017, passed by the learned Additional Sessions Judge, Kaithal, whereby respondents No.2 and 3, namely, Ankit @ Godti and Sonu respectively were acquitted of the charges against them under Sections 148, 120-B IPC and 302 read with Section 149 IPC.

In the FIR lodged at the instance of the applicant, there was no mention of the presence of respondent No.2-Ankit @ Godti. As regards respondent No.3-Sonu, though he was named as one of the accused but was not said to be carrying any weapon. The only role attributed to him was of catching hold of deceased-Ishwar Singh when the latter had tried to escape from

the spot. Further, Sonu was found innocent by the investigating agency.

In view of the above, no case is made out for any interference in the impugned judgment passed by the learned trial Court to the extent of acquitting respondents No.2 and 3 of the charges against them.

The application is without any merit and therefore, dismissed.

Leave to appeal is declined.

**[T.P.S.MANN]
JUDGE**

14.03.2018
shamsher

**[DEEPAK SIBAL]
JUDGE**

Whether speaking/reasoned	:	No
Whether reportable	:	No