

227 IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CRM-A-313-MA-2015(O&M)

Date of decision : 25.09.2018

Surjit Singh

..... Appellant

versus

State of Haryana and another

..... Respondents

CORAM : HON'BLE MR. JUSTICE KULDIP SINGH

Present: Mr. Krishan Singh, Advocate for the appellant.

Mr.Karan Sharma, AAG, Haryana.

KULDIP SINGH, J. (ORAL)

CRM-7217-2014

This is an application for condonation of delay of 236 days in filing the present appeal.

For the reasons recorded in the application, the same is allowed.

Delay of 236 days in filing the instant appeal is condoned.

CRM-A-313-MA-2015

This appeal has been preferred against order dated 20.02.2014 passed by learned Judicial Magistrate 1st Class, Dabwali, whereby accused-respondent No.2-Priti Singh has been acquitted of charges framed against him under Sections 323, 325, 427 IPC.

Complainant alleged in his complaint that on 22.04.2009 respondent No.2-accused hit his jeep in his scooter and tried to kill him as a result of which he suffered injuries. FIR lodged by him was cancelled by

the police on the ground that it was not found to be true.. In the criminal

complaint, accused-respondent No.2 was summoned under Sections 325, 323, 427 IPC. After recording evidence, learned Magistrate has come to the conclusion that as per the statement of Dr. R.K.Jain (PW3) the complainant had himself described the injuries as a result of road side accident. Dr. Bhushan Garg (PW4) has also stated that complainant himself stated the history of injuries on account of road side accident and that all the injuries are by fall from vehicle. Complainant himself admitted that there were minor scratches on his scooter. He has already suffered fracture on his both legs in the year 2004. He did not produce any eye witness to the occurrence. Therefore, there is no illegality or infirmity in the order passed by learned Judicial Magistrate 1st Class, Dabwali. No ground to grant leave to appeal is made out.

Dismissed.

(KULDIP SINGH)
JUDGE

25.09.2018
sunita

Whether speaking/reasoned
Whether Reportable

Yes/No
Yes/No