

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

CRM-M-29433-2017 (O&M)

Date of decision: 14.12.2018

Ved @ Krishan

...Petitioner

Versus

State of Haryana

...Respondent

CORAM: HON'BLE MR. JUSTICE ARVIND SINGH SANGWAN

Present:- Mr. Sunny Bhardwaj, Advocate for
Mr. Jitender Dhanda, Advocate
for the petitioner.

ARVIND SINGH SANGWAN, J. (Oral)

Prayer in this petition, filed under Section 482 read with Section 427 Cr.PC., is for issuance of directions to the respondent to run the sentences, awarded to the petitioner, concurrently in decided appeals bearing CRA-S-391-SB-2001 and CRA-S-657-SB-2000.

This petition is pending since 2017 and on 17.08.2017, learned counsel for the petitioner has sought time to address arguments regarding the maintainability of this petition under Section 482 read with Section 427 of the Cr.P.C. Thereafter, this petition is being adjourned for number of times.

It has been held by the Hon'ble Supreme Court in ***M.R. Kundu vs. State of Andhra Pradesh, 2007 (1) R.C.R. (Criminal) 868*** that filing of an independent petition under Section 482 Cr.P.C. is not an appropriate remedy having regard to the fact that neither the trial Court nor the appellate Court, while passing the judgment of conviction and order of sentence, had indicated that the sentence passed against the accused in both the cases shall

run concurrently.

Therefore, this petition is dismissed being not maintainable.

However, liberty is granted to the petitioner to move appropriate application in the appeal/revision filed against the judgment of conviction.

December 14, 2018

Waseem Ansari

**(ARVIND SINGH SANGWAN)
JUDGE**

Whether speaking/reasoned

Yes/No

Whether reportable

Yes/No