

IN THE HIGH COURT OF PUNJAB & HARYANA AT CHANDIGARH

Crl. Misc. No. M-35919 of 2017

Date of Decision: August 20, 2018

Raj Singh

.....Petitioner

versus

Gurcharan Singh

.....Respondent

CORAM: HON'BLE MR.JUSTICE SUDHIR MITTAL

Present: Mr. K.S. Hissowal, Advocate for the petitioner

Sudhir Mittal, J. (Oral)

The petitioner preferred a complaint under Sections 452, 341, 323 and 506 IPC. After summoning the accused persons, pre-charge evidence was recorded. Vide judgment dated 15.09.2016, learned Judicial Magistrate Ist Class, Nabha, found that no case was made against the accused persons, which if unrebutted would result in their conviction and, thus, discharged all the accused persons. The appeal of the petitioner has also been rejected vide judgment dated 07.02.2017.

Learned counsel for the petitioner has been unable to point out any error in the judgments impugned by him. His only argument is that the learned Sessions Court did not decide the appeal on merits and, thus, the matter be remanded for fresh decision.

The contention of learned counsel for the petitioner that the revisional Court has not decided his appeal on merits, can not be accepted because the entire evidence on record and the law have been reviewed by it and thereafter held that the trial Court was justified in discharging the accused persons. Thus, there is no merit in this petition and the same is dismissed.

August 20, 2018

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[SUDHIR MITTAL]
JUDGE**Whether speaking/reasoned : Yes/No****Whether Reportable : Yes/No**