

IN THE HIGH COURT OF PUNJAB & HARYANA AT CHANDIGARH

Criminal Misc.-A-886-MA of 2013
Date of Decision: November 05, 2019.

Punjab Urban Development AuthorityAppellant

versus

Gurnam SinghRespondent

CORAM: HON'BLE MR.JUSTICE ANIL KSHETARPAL.

Present: Mr.Ashish Grover, Advocate, for the appellant.
Mr.S.N.Sharma, Advocate, for
Mr.Gourave Bhayyia, Advocate, for the respondent.

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Anil Kshetarpal, J. (Oral)

Leave to appeal has been sought against the judgment of acquittal passed by the learned Judicial Magistrate, 1st Class. The Court has found that the prosecution has failed to prove that any colony has been developed by the respondent-accused. It has come in evidence that there are only two houses and remaining land is agricultural land. The prosecution has also failed to identify the land where the alleged colony has been developed in violation of the provisions of the Punjab Apartment and Property Regulation Act, 1995. Learned Judicial Magistrate has taken a reasonable and plausible view which is not established to be suffering from any perversity. Hence, no ground to grant leave to appeal is made out.

Dismissed.

November 05, 2019

mohinder

**(ANIL KSHETARPAL)
JUDGE**

Whether speaking/reasoned

:

Yes/No

Whether Reportable

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Yes/No

