

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

1. CRM-A-151-MA-2018 (O&M)
Date of decision : 28.11.2019

Gurmit Singh Patwari

...Applicant/appellant

Versus

Charanjit Singh Sarpanch and another

...Respondents

2. CRM-A-194-MA-2018 (O&M)
Date of decision : 28.11.2019

Gurmit Singh Patwari

...Applicant/appellant

Versus

Gurdev Singh Nambardar and another

...Respondents

3. CRM-A-235-MA-2018 (O&M)
Date of decision : 28.11.2019

Gurmit Singh Patwari

...Applicant/appellant

Versus

Balbir Kaur and another

...Respondents

4. CRM-A-329-MA-2018 (O&M)
Date of decision : 28.11.2019

Gurmit Singh Patwari

...Applicant/appellant

Versus

Kewal Singh and another

...Respondents

5. CRM-A-651-MA-2018 (O&M)
Date of decision : 28.11.2019

Gurmit Singh Patwari

...Applicant/appellant

Versus

Krishna Member Panchayat and another

...Respondents

6.

CRR-869-2018 (O&M)
Date of decision : 28.11.2019

Gurmit Singh Patwari

...Petitioner

Versus

Didar Singh and others

...Respondents

CORAM: HON'BLE MR. JUSTICE ANIL KSHETARPAL

Present: Mr. Vivek K. Thakur, Advocate for the applicant/appellant.

ANIL KSHETARPAL, J. (ORAL)

By this common order, special leave to appeals bearing CRM-A-151-MA-2018, CRM-A-194-MA-2018, CRM-A-235-MA-2018, CRM-A-329-MA-2018, CRM-A-651-MA-2018, and CRR-869-2018, shall stand disposed of.

Appellant/Petitioner filed complaint under Section 500 IPC alongwith other provisions alleging defamation in the hands of respondent.

Judicial Magistrate convicted 5 accused vide judgment dated 06.06.2009. Order of sentence was passed on 08.06.2009. Two females convicts were ordered to be released on probation whereas remaining 3 convicts were sentenced to undergo rigorous imprisonment for a period of 1 year with a fine of ₹1000/- each. Appeal filed by the convicts was accepted by the learned Court of Sessions vide judgment dated 12.10.2012. The petitioner had also filed revision against the order of releasing 2 ladies on probation which was also dismissed by a common order.

Petitioner thereafter filed a petition under Section 482 Cr.P.C. in the year 2013 which was withdrawn on 23.05.2016. Thereafter, the

petitioner again went into slumber and filed the present applications for special leave to appeal only on 09.02.2017. Office raised certain objections and on removal thereof, these appeals have now come up for hearing in November, 2019. Thus, there is delay of 1855 days in filing the applications for special leave to appeal as well as in criminal revision.

Even if it is assumed that the appellant/petitioner, due to wrong advice wrongly invoke the jurisdiction under Section 482 Cr.P.C., still there is no explanation for subsequent period of more than 8 ½ months.

In view thereof, there is no ground to condone the delay of 1855 days in filing the applications for special leave to appeal as well as in criminal revision. Hence, all applications for condonation of delay are dismissed. Consequently, all the applications for special leave to appeal and criminal revision are also dismissed.

28.11.2019

Pawan

(ANIL KSHETARPAL)
JUDGE

Whether speaking/reasoned:- **Yes/No**

Whether reportable:- **Yes/No**