

**CRM No.4209-2016 in/and
CRM-A-238-MA-2016 (O&M)**

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

**CRM No.4209-2016 in/and
CRM-A-238-MA-2016 (O&M)
Date of Order: 03.04.2019**

Satgurdial Luthra

..Appellant

Versus

Gurcharan Singh and others

..Respondents

CORAM: HON'BLE MR. JUSTICE ANIL KSHETARPAL

Present: Mr. Talvinder Singh, Advocate for
Mr. Amrik S. Rattniya, Advocate,
for the appellant.

ANIL KSHETARPAL, J(Oral)

CRM No.4209-2016

Prayer in this application is for condonation of delay of 219 days in filing the appeal.

For reasons mentioned in the application, which is supported by an affidavit, the delay of 219 days in filing the appeal is condoned.

Application is allowed.

CRM-A-238-MA-2016 (O&M)

Prayer in this petition is to grant leave to appeal against the judgment passed by the learned trial Court.

This Court has gone through the judgment passed by the learned trial court with the able assistance of learned counsel for the appellant. It has been noticed that the prosecution examined PW4 Mohan Lal, who did not support the case set by the prosecution. PW5 Balraj

Kumar has also stated that he is not witness to the incident as Satgurdial had told him about the occurrence. The alleged property belongs to nephew of the complainant who has also not been examined. Therefore, there is no ground to grant leave to file the appeal.

The present petition is dismissed.

**April 03, 2019
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**(ANIL KSHETARPAL)
JUDGE**

Whether speaking/reasoned
Whether reportable

: Yes/No
: Yes/No