

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

CRM-A-977-MA-2016(O&M)

Date of decision: 28.11.2019

Sukhbiri

.....Appellant

Versus

State of Haryana and others

.....Respondents

CORAM: HON'BLE MR. JUSTICE ANIL KSHETARPAL

Present:- Mr.Gaurav Singla, Advocate for the appellant

Mr. A.K.Sharma, Advocate for

Mr. G.S.Sullar, Advocate for respondents No. 2 and 3

ANIL KSHETARPAL, J. (ORAL)

Special leave to appeal has been sought against judgment passed by learned Judicial Magistrate First Class convicting Bharti-accused no.1 who was later on granted benefit of probation and acquitting Dev Raj and Bijender.

Learned Magistrate on appreciation of evidence has found that prosecution has failed to establish its case beyond reasonable doubt against accused who has been acquitted. It has been found that there is no external injury and there are chances of false implication as there is previous enmity. Hence, no ground to grant leave to appeal is made out.

Dismissed.

28.11. 2019

rekha

Whether speaking/reasoned

Whether Reportable

(ANIL KSHETARPAL)

JUDGE

Yes / No

Yes / No