

IN THE HIGH COURT OF PUNJAB AND HARYANA AT CHANDIGARH

CRM-M-42806-2017 (O&M)

Date of decision : 26.11.2019

Harpreet Singh

...Petitioner

Versus

Amrik Singh

...Respondent

CORAM: HON'BLE MR. JUSTICE ANIL KSHETARPAL

Present: Mr. J.S. Khattar, Advocate for
Mr. Deepak Sharma, Advocate for the petitioner.

ANIL KSHETARPAL, J. (ORAL)

Through this petition, challenge is to the order passed by the Judicial Magistrate Ist Class, refusing to issue process (summoning order) which has been affirmed in revision.

First of all, no second revision petition is maintainable under the garb of Section 482 Cr.P.C..

Learned Judicial Magistrate, on appreciation of pre-summoning evidence has recorded that initially the complainant-petitioner filed an application before the police and it was found during enquiry that there is dispute of money between the parties and matter has been compromised with the intervention of the Panchayat. The Court has also noticed that the articles in question i.e. shuttering materials are alleged to have been taken on rent by the accused on 25.04.2012 whereas the complaint was moved on 23.12.2013 after a period of more than one year.

Learned Magistrate has drawn a reasonable and probable view.
Hence, no ground to interfere.

Accordingly, the present petition is dismissed.

26.11.2019

Pawan

(ANIL KSHETARPAL)

JUDGE

Whether speaking/reasoned:- Yes/No

Whether reportable:- Yes/No