

122 **CRA-S-2097-2019**

DEEPAK VS STATE OF HARYANA

Present : None.

From the office note, it reveals that appellant Deepak has already filed CRA-S-1986-2019, through Legal Aid Counsel, challenging the same judgment of conviction and order of sentence dated 20.5.2019 and the same stands pending for 16.10.2019 by a co-ordinate Bench of this Court while passing the following order :-

“CRA-S-1986-2019 and CRM-20893 of 2019

Notice of motion in the appeal, as also in the application seeking suspension of sentence, returnable on 16.10.2019.

CRM-20891-2019

Recovery of fine during the pendency of the appeal shall remain stayed.

The record of the evidence from the trial Court be summoned in the meanwhile.”

Therefore, in view of the objection of the Registry, second appeal filed by the same appellant-Deepak, arising out of the same FIR No.1275 dated 15.12.2017 under Section 379-A IPC registered at Police Station City, Panipat is not maintainable and, accordingly, the same is dismissed.

However, liberty is granted to the appellant to pursue his appeal, i.e. CRA-S-1986-2019.

(ARVIND SINGH SANGWAN)
JUDGE

July 31, 2019

satish