

IN THE HIGH COURT OF PUNJAB & HARYANA AT CHANDIGARH

Criminal Misc.-A-872-MA of 2018

Date of Decision: November 05, 2019.

Gulzar Singh

.....Appellant

versus

Surjit Singh and others

.....Respondents

CORAM: HON'BLE MR.JUSTICE ANIL KSHETARPAL.

Present: Ms.Mannat Anand, Advocate, for the appellant.

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Anil Kshetarpal, J. (Oral)

Special leave to appeal has been sought against the judgment of acquittal.

Learned Judicial Magistrate, 1st Class after examining the evidence available on the record has recorded the following findings:-

- (i) As per the statement of Simarjit Singh, exhibit D-1, given to the police, he has not mentioned the version which he has deposed in the Court. The Court has found that version of the prosecution is highly improbable. Gurdeep Singh and Simarjit Singh were not present on the spot and hence can not claim to be eye witnesses;
- (ii) Oral evidence that little finger having been amputated is not supported by medical evidence;
- (iii) The present proceedings are result of reaction due to the proceedings initiated by the accused against the first informant.

Learned Judicial Magistrate has drawn a reasonable and probable conclusion which is not established to be suffering from any perversity. Hence, no ground to interfere with the impugned judgment is made out.

Dismissed.

November 05, 2019

mohinder

(ANIL KSHETARPAL)

JUDGE

Whether speaking/reasoned	:	Yes/No
Whether Reportable	:	Yes/No