

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

CRM-A-1786 of 2019 (O & M)

Date of Decision: 12.05.2022

205

Narinder Singh

.....Appellant(s)

vs.

Mandeep Singh @ Bablu and another

.....Respondent(s)

**CORAM: HON'BLE MR. JUSTICE G.S.SANDHAWALIA
HON'BLE MR. JUSTICE VIKAS SURI**

Present:- Mr. Vikram Bali, Advocate,
for the appellant.

G.S. SANDHAWALIA, J. (Oral)

The present application has been filed under Section 378(4) Cr.P.C. praying for grant of leave to appeal from the order of acquittal i.e. judgment dated 21.05.2019 passed by the Additional Sessions Judge, Hoshiarpur.

Counsel, at the outset, submits that he has no instructions to press the present leave to appeal and he wishes to withdraw his Power of Attorney.

Keeping in view the above fact and also after perusing the impugned judgment, we are of the considered opinion that the reasons given to acquit the accused are justified. The Trial Court has recorded that in another Sessions Case No.20 of 2008, State vs. Amanpreet Singh and others, certified copy of which was placed on record as Ex.DZ, the complainant Narinder Singh had not been believed and there he had stated

SHIVANI GUPTA that some unknown persons had caused injuries to him. It has also been
2022.05.16 11:17
I attest to the accuracy and
integrity of this document

noticed that in FIR No. 35 of 2007, which had been got registered against the accused regarding the present occurrence, one of the accused namely Mandeep Singh was found innocent during inquiry and no challan was presented against him. An application had been filed under Section 319 Cr.P.C., which was never pressed and Mandeep Singh was never summoned in the said proceedings. Regarding accused No.2 namely Vicky, it was noticed that even in his statement, the complainant had not uttered a single word against him.

In such circumstances, we are of the considered opinion that no case as such is made out for grant of leave to appeal.

Accordingly, the present application stands dismissed.

(G.S. SANDHAWALIA)
JUDGE

12.05.2022
shivani

(VIKAS SURI)
JUDGE

Whether reasoned/speaking
Whether reportable

Yes/No
Yes/No