

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

CRM-M-47603-2019O&M)

Date of decision: 25.07.2022

Ajay Singh

...Petitioner

Versus

Mam Chand and others

...Respondents

CORAM: HON'BLE MR. JUSTICE HARNARESH SINGH GILL

Present: Mr. Vineet Chaudhary, Advocate for the petitioner.

HARNARESH SINGH GILL, J. (ORAL)

Prayer in the petition is for quashing of the impugned judgment dated 03.05.2019 passed by the learned Additional Sessions Judge, Ambala, and order dated 08.10.2018 passed by the learned Sub-Divisional Judicial Magistrate, Naraingarh, whereby the complaint filed by the petitioner was dismissed.

Learned counsel for the petitioner submits that on 23.08.2015 at about 5.30 PM, the petitioner along with his other family members was reconstructing the northern side wall of their house, but the accused persons with a *malafide* intention in order to enter in the possession of the petitioner started breaking down the wall. When the petitioner, requested the accused persons not to do so, they attacked on the petitioner, the matter was reported to the police but no action was taken by the police. The complaint under Sections 323, 324, 325, 447, 452, 506 IPC read with Section 34 IPC at Police

Station Naraingarh, preferred by the petitioner before the learned Sub-Divisional Judicial Magistrate, Naraingarh, was dismissed vide order dated 08.10.2018, on the ground that the petitioner has not disclosed about the registration of a cross case bearing FIR No. 143 dated 26.08.2015, against him and his family members, aggrieved against the said order, the petitioner filed a revision petition but the same was also dismissed by the learned Additional Sessions Judge, Amabla.

I have heard the learned counsel for the petitioner and have also gone through the paper-book.

In the present case, the petitioner was found guilty of manipulating the things. In the complaint, he never disclosed about the cross case registered against him and his family members and the petitioner alleged to have received three injuries by wooden or iron stick at the hands of three accused, but his MLR depicts only one injury that too 2x3 inches lacerated wound on the left arm and there was no fracture.

In view of the above, no ground to grant any relief to the petitioner as prayed for is made out.

Dismissed.

25.07.2022

Mangal Singh

(HARNARESH SINGH GILL)
JUDGE

Whether reasoned/speaking?
Whether reportable?

Yes/No
Yes/No