

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

CRR-797-2023

DECIDED ON: 05.05.2023

RAM RATTAN

.....PETITIONER

VERSUS

KARAN AND OTHERS

.....RESPONDENTS

CORAM: HON'BLE MR. JUSTICE SANDEEP MOUDGIL.

Present: Mr. Vikas Kumar Dhariwal, Advocate
for the petitioner.

SANDEEP MOUDGIL, J (ORAL)

Counsel for the petitioner has put challenge in the instant revision petition to the judgment and order dated 05.03.2020/ 07.03.2020 arising out of FIR No. 92 dated 30.05.2015 under Sections 323/341/506/147/149 IPC registered at Police Station Sadar Narwana, whereby the accused-respondent Nos.1 and 5 were acquitted for commissioning of offence under Sections 341/506 IPC and though were held guilty and convicted for commission of offences punishable under Sections 323/147/149 IPC only.

Considering the fact that the convicts have been given an opportunity to be provided to improve their conduct and behaviour which is the basic objective of the legislation that the accused in such minor disputes altercations be provided a platform to reform themselves inasmuch as the instant altercation, as has been recorded in the finding by the trial Court,

took place on sudden provocation in a given situation and the respondents-accused were facing trial for more than three years deserve the benefit of probation, Section 4 of The Probation of Offenders Act, 1958 have been invoked and they were ordered to be released on probation on furnishing probation bonds to the sum of Rs.25,000/- with one surety in the like amount for a period of one year.

The said probation period deems to have been over and thereafter, no such involvement of accused-respondent Nos. 1 and 5 has been found, as has been informed by the State of Haryana on the instructions of ASI Balwan Singh, this Court do not deem it a fit case as there is no fallacy or illegality in the order of probation granted by the Court below.

Hence, the present revision stands dismissed.

(SANDEEP MOUDGIL)
JUDGE

05.05.2023

Lavisha

<i>Whether speaking/reasoned</i>	<i>Yes/No</i>
<i>Whether reportable</i>	<i>Yes/No</i>