

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

CRR No.2966 of 2017 (O&M)

Date of Decision: April 19, 2023

Daya Kishan

...Petitioner

Versus

State of Haryana and others ...Respondents

CORAM: HON'BLE MR. JUSTICE DEEPAK GUPTA

Present:- Mr. Ram Pal Verma, Advocate for the petitioner.

Mr. Randhir Singh, Addl. AG, Haryana.

DEEPAK GUPTA, J.(Oral)

FIR No.33 dated 17.01.2012 registered at Police Station Jhajjar under Sections 323, 325, 34 IPC, was lodged on the complaint of petitioner Daya Kishan against the accused persons. All of them were acquitted by the Court of learned Judicial Magistrate Ist Class, Jhajjar vide judgment dated 01.04.2016 against which petitioner filed appeal and the same was dismissed by learned Additional Sessions Judge, Jhajjar vide judgment dated 27.02.2017 against which this revision has been filed.

Thus revision is against the concurrent findings of acquittal recorded by the Courts below.

Learned counsel for the petitioner could not point out any illegality or material irregularity in the impugned judgments except to the effect that on the basis of medical evidence, case of prosecution stood proved. It will not be out of place to mention that there is triple presumption of innocence in favour of the respondents. Firstly, as per the basic principle of criminal law, an accused is presumed to be innocent till

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proven guilty. The said presumption is re-inforced by finding of acquittal
recorded by the trial Court and thereafter, the same is further reinforced by
the acquittal endorsed by the Appellate Court.

No merit.

Dismissed.

April 19, 2023	(DEEPAK GUPTA)
renu	JUDGE
Whether reasoned/speaking:	Yes/No
Whether reportable:	Yes/No