

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

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**CRR-3134-2018 (O&M)
Date of Decision.: 06.02.2023**

Mange Ram

...Petitioner

Versus

State of Haryana and others

...Respondents

CORAM: HON'BLE MR. JUSTICE DEEPAK GUPTA

Present: Mr. Deepak Goyal, Advocate with
Ms. Monika Gupta, Advocate for the petitioner

Mr. Parveen Kumar Aggarwal, DAG, Haryana.

Mr. Bhanu Partap Singh, Advocate for
Mr. Keshav Partap Singh, Advocate
for respondent Nos.2 & 3.

DEEPAK GUPTA, J.

Petitioner is the complainant of case FIR No.318 dated 14.09.2010 registered at Police Station Butana under Sections 323, 324, 506 read with Section 34 of the IPC.

Vide judgment dated 06.05.2014 passed by Learned Judicial Magistrate First Class, Karnal respondent Nos.2 & 3 have been convicted under Sections 323 & 324 read with Section 34 of the IPC. Vide separate order dated 07.05.2014, the two respondents were sentenced to varying imprisonments.

Against the above-said judgment of conviction and order of sentence respondent Nos.2 & 3 filed appeal before Learned Sessions Judge, Karnal. Though the judgment against conviction was maintained but the two respondents were directed to be released on probation. Simultaneously, both of them were also directed to pay compensation of ₹24,000/- to be shared by them equally, vide order

dated 22.05.2018.

It is against the above-said order dated 22.05.2018 of Learned Sessions Judge, Karnal that this is revision is filed, challenging the probation granted to the respondents.

It is contended by learned counsel that four injuries were caused to the petitioner and so probation has been wrongly granted.

Perusal of the judgment passed by the Trial Court reveals that four injuries were sustained by the petitioner out of which one was incised wound on the right front region, which was simple in nature. Rest of the injuries were in the form of abrasion or bruise. Occurrence had taken place way back on 13.09.2010 i.e. more than 12 years back. Having regard to the aforesaid factual position, this Court considers that no illegality or irregularity has been committed by Learned Additional Sessions Judge in releasing the respondents on probation, particularly when they have been asked to pay compensation to the victim-petitioner.

As such, present petition is hereby dismissed.

February 6, 2023
Neetika Tuteja

(DEEPAK GUPTA)
JUDGE

Whether Speaking/reasoned	Yes/No
Whether Reportable	Yes/No