

SLP(Crl.)No. 3707 OF 2000

.PL70

ITEM No.31

Court No. 9

SECTION IIA
A/N MATTER

S U P R E M E C O U R T O F I N D I A
R E C O R D O F P R O C E E D I N G S

Petition(s) for Special Leave to Appeal (Crl.) No. 3707/2000
(From the judgement and order dated 26/05/2000 in CRLR 1071/88
of The HIGH COURT OF PUNJAB & HARYANA AT CHANDIGARH)

STATE OF PUNJAB

Petitioner (s)

VERSUS

GARIB SINGH & ANR.
(With Office Report)

Respondent (s)

Date : 26/02/2001 This Petition was called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE M.B. SHAH
HON'BLE MR. JUSTICE S.N. VARIAVA

For Petitioner (s) Mr. R.S. Sodhi, Adv. for
Mr. Rajeev Sharma, Adv.

For Respondent (s) Mr. Jana Kalyan Das, Adv.

UPON hearing counsel the Court made the following
O R D E R

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.SP2

Heard the learned counsel for the parties.

In our view, the order passed by the High Court releasing the respondents on probation after upholding their conviction under Section 326 read with Section 34 I.P.C. is erroneous on the face of it. However, considering the facts and circumstances of the case particularly the fact that on petty matter quarrel between the parties took place in March, 1987 which is already settled outside the Court and considering the nature of injury, in our view, this is not a fit case for interference under Article 136. Hence, the special leave petition is dismissed.

.SP1

(K.K. Chawla)
Court Master

(K.K. Chadha)
Court Master