

IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH

CRR no. 1969 of 2006 (O&M)

Date of Decision : 13.05.2015

Sittal Singh

....Petitioners

Versus

State of Punjab

...Respondents

CORAM : HON'BLE MR.JUSTICE MAHESH GROVER

Present : Mr.K.K.Saini, Advocate for the petitioner

Mr. P.J.S.Hundal, AAG, Punjab

MAHESH GROVER, J.

The petitioner impugns his conviction and sentence awarded by the Courts below. Initially the Trial Court convicted the petitioner for a period of one year for violating the provisions of Section 468 IPC but appellate Court reduced it to 10 months.

Allegations against the petitioner are that he forged an affidavit intending to use it for obtaining a loan. The affidavit though used did not fructify in the loan transaction.

Learned counsel for the petitioner contends that he does not dispute the conviction on merits but confines his prayer to reduction of sentence considering the fact that alleged incident pertains to year 2000 and proceedings have been pending against him since last 15 years. He was 54 years of age at the time of initiation of the trial and now he is fairly advanced in years. Besides, he is a poor agriculturist.

On due consideration of the matter and noticing the fact that the occurrence took place in the year 2000 and further the fact that the affidavit

though used did not result in advancement of any loan and consequent pecuniary benefits to the petitioner and also the fact that the petitioner has faced criminal prosecution since 2000 when he was 54 years of age and he would be fairly advanced in years, prayer of learned counsel for the petitioner is accepted. It is ordered that the sentence of the petitioner is reduced to that of already undergone. It has been stated and not disputed by the learned State counsel that petitioner has undergone almost 2 months imprisonment out of the total substantive sentence of 10 months awarded to him.

Disposed of in above terms.

May 13, 2015
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(Mahesh Grover)
Judge