

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

**CRR-2500-2006 (O&M)
Date of Decision : 26.08.2015**

Nagar Mal and another

..... Petitioners

Versus

State of Punjab

..... Respondent

CORAM : HON'BLE MR.JUSTICE AJAY TEWARI

Present : Mr. Kuldeep Sanwal, Advocate
for the petitioners.

Mr. A.P.S.Gill, AAG, Punjab.

AJAY TEWARI, J. (Oral)

This is a revision against the concurrent conviction of the
petitioners under Section 406 IPC.

Custody certificates by way of an affidavit of Kulwant Singh,
Deputy Superintendent, officiating as Superintendent, Central Jail
Gurdaspur, on behalf of respondent has been filed and the same are
taken on record. As per custody certificates both the petitioners have
undergone 3 months and 24 days sentence out of total sentence of two
years.

Learned counsel has very fairly argued that he would not
press this petition on merits but the petitioners have been facing the
proceedings for the last more than 30 years, were first time offenders
and have no subsequent criminal history. Learned Additional Advocate

General has not denied these factual assertions.

Keeping in view these facts I find some merit in the prayer made by the learned counsel for the petitioners and consequently reduce the sentence of the petitioners to one year rigorous imprisonment.

In the totality of the circumstances even while upholding the conviction of the petitioners I deem it appropriate to reduce the sentence of the petitioners to one year. Since the petitioners are on bail, let them be now apprehended to serve out the remaining period of sentence.

Revision petition disposed of.

Since the main case has been decided, the pending Criminal Misc. Application, if any, also stands disposed of.

26.08.2015

Pooja Sharma-I

**(AJAY TEWARI)
JUDGE**