

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

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Crl. Revision No. 3221 of 2014

Date of decision: 19.02.2015

Balwant Singh

..... Petitioner

Versus

State of Punjab

.....Respondent

Coram: Hon'ble Mrs. Justice Rekha Mittal

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Present: Mr. Manish Bansal, Advocate
for the petitioner

Mr. Gazi Mohammad, DAG, Punjab
for the respondent State

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1. Whether Reporters of local papers may be allowed to see the judgment?
2. To be referred to the Reporter or not?
3. Whether the judgment should be reported in the Digest?

Rekha Mittal, J. (Oral)

The petitioner has assailed his conviction and sentence for offence punishable under Sections 279 and 304-A of the Indian Penal Code (in short, IPC).

Counsel for the petitioner has fairly conceded that he does not assail the findings of the Courts below in regard to conviction of the petitioner, in view of the limited revisional jurisdiction. However, it is submitted that the petitioner may be heard on the quantum of sentence. Counsel for the petitioner submits that the petitioner has faced trauma of criminal proceedings for the past about ten years. He is not a previous

convict nor any other criminal case stands registered against him. He suffered actual custody for a period of more than five months. It is prayed that substantive sentence awarded to the petitioner for both the offences may be reduced to the period already undergone.

Counsel for the State has strongly opposed the prayer for reduction of sentence with the submissions that the appellate Court has already reduced the sentence to imprisonment for a period of eight months in place of one year in regard to offence punishable under Section 304-A IPC.

I have heard counsel for the parties and perused the records.

Keeping in view the leniency shown by the Court in appeal in reducing the sentence to eight months for offence under Section 304-A IPC, I do not find any justifiable reason to interfere in the judgment of the Court in appeal qua sentencing.

Dismissed.

(Rekha Mittal)
Judge

19.02.2015
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