

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

C.R.R No.3600 of 2015 (O&M)

Date of Decision : 27.11.2015

Pritam Singh

..... Petitioner

versus

State of Punjab

..... Respondent

CORAM : HON'BLE MR.JUSTICE AJAY TEWARI

Present : Mr. Parminder Singh, Advocate
for the petitioner.

Mr. Ashish Sanghi, D.A.G., Punjab.

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

AJAY TEWARI, J. (Oral)

This revision has been filed against the concurrent conviction of the petitioner under Section 279 & 304-A IPC and the imprisonment of two years.

Custody certificate filed in Court by way of affidavit of Ajmer Singh, PPS, Superintendent, District Jail, Hoshiarpur is taken on record.

Learned counsel for the petitioner has argued he does not wish to press this petition on merits but there may be some scope in reduction of the sentence. He has further submitted that as per the custody certificate the petitioner has undergone 3 months and 2 days of actual sentence out of the

total sentence of 2 years. Hhe has further relied upon the judgment of the Hon'ble Supreme Court in the matter of *State of Punjab v. Saurabh Bakshi, 2015 RCR (Crl) 495*, wherein the Hon'ble Supreme Court reduced the sentence from 1 year to 6 months and prays that the sentence of the petitioner may be reduced to that he has already undergone.

Learned Deputy Advocate General has however argued that in Saurabh Bakshi's case (supra) even though the Hon'ble Supreme Court has reduced the sentence as aforesaid but observed that the offence of rash and negligent driving is assuming alarming proportions resulting in mushrooming of road fatalities, and have directed that the sentence has to be commensurate with these realities and further states that the first course for this Court would be to reduce the sentence to one year.

In my opinion, I find that there is some merit in arguments of both the learned counsel. In the circumstances, even while dismissing this revision and upholding the conviction of the petitioner, I reduce the sentence of the petitioner to six months.

Since the main case has been decided, the pending criminal miscellaneous application, if any, also stands disposed of.

November 27, 2015

ashish

**(AJAY TEWARI)
JUDGE**