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

CRR-3693-2015 (O&M)
Date of decision : 01.12.2015

Jarnail Singh

..... Petitioner

VERSUS

State of Punjab

..... Respondent

CORAM: HON'BLE MR. JUSTICE M.M.S. BEDI

Present: Mr. Gurmeet Singh, Advocate, for the petitioner.
Mr. Jashanpreet Singh, AAG, Punjab.

M.M.S. BEDI, J.(Oral)

The petitioner had been sentenced to undergo imprisonment for three years with fine of Rs.2,000/- in a case registered at the instance of Kaptan Singh alleging that the petitioner in connivance with other three accused defrauded the complainant by duping a sum of Rs.4,40,000/- on the pretext of sending complainant in U.K. whereas he was fraudulently sent to Dubai where he stayed in a hotel and had to come back to India. Cheques of Rs.3,80,000/- issued in favour of the complainant were also not encashed.

In appeal, sentence of imprisonment had been reduced to 2 years and 5 months.

The petitioner has undergone sentence of imprisonment for about one year and eleven months. Three co-accused of the petitioner have been acquitted as they had entered into compromise with the complainant.

Taking into consideration the fact that the co-accused of the petitioner have been acquitted and petitioner has faced trial from the year 2006, it is a fit case where sentence of imprisonment can be reduced. The sentence of imprisonment of two years and five months is accordingly reduced to two years whereas the fine amount is enhanced from Rs.2,000/- to Rs.25,000/-. In case, fine is recovered, it will be paid to the complainant as compensation under Section 357 Cr.P.C. In case of default in payment of fine, the petitioner will be required to undergo simple imprisonment of three more months.

Disposed of in the above terms.

December 01, 2015
Ramandeep Singh

(M.M.S. BEDI)
JUDGE