209

IN THE HIGH COURT OF PUNJAB AND HARYANA AT CHANDIGARH

CRR No.3826 of 2014
Date of decision: October 01, 2015

Narender

.....Petitioner

Versus

Smt. Anita Devi and another

.....Respondents

CORAM: HON'BLE MRS. JUSTICE SABINA

Present: Mr. Sanjeev Sheoran, Advocate for
Mr. Rakesh Lathwal, Advocate
for the petitioner.

None for respondent No.1.

Ms. Mahima, AAG Haryana.

SABINA, J

Petitioner had faced trial in complaint under Sections 294, 354, 506 of Indian Penal Code, 1860 at the instance of respondent No.1.

Trial Court vide order dated 30.01.2014 ordered the conviction and sentence of the petitioner qua commission of offence punishable under Sections 354, 506 IPC. The conviction and sentence of the petitioner, as ordered by the trial Court, were upheld by the Appellate Court vide order dated 10.10.2014. Hence, the present petition by the petitioner.

During the course of arguments, learned counsel for the petitioner has not challenged the conviction of the petitioner under Sections 354, 506 IPC but has submitted that the sentence qua imprisonment of the petitioner be

MAHAVIR SINGH
2015.10.06 15:49
I attest to the accuracy and
authenticity of this document
Chandigarh

reduced to the period already undergone by him. Learned counsel for the petitioner has further submitted that initially, the matter was investigated by the police and the allegations levelled against the petitioner were found to be false. Thereafter, complainant filed the private complaint. Petitioner is not a previous convict and is the only bread-earner of the family. Petitioner has already undergone more than seven months of actual sentence out of one year.

Keeping in view the submissions made by learned counsel for the petitioner, it would be just and expedient to reduce the sentence qua imprisonment of the petitioner to the period already undergone by him.

Accordingly, conviction of the petitioner under Sections 354, 506 IPC is maintained. However, sentence qua imprisonment of the petitioner is reduced to the period already undergone by him.

Petition stands disposed of, accordingly.

(SABINA)
JUDGE

October 01, 2015
mahavir

MAHAVIR SINGH
2015.10.06 15:49
I attest to the accuracy and
authenticity of this document
Chandigarh