

228

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

C.R.R No.3906 of 2015

Date of Decision : 30.11.2015

Rajbir Singh

..... Petitioner

Versus

State of Haryana and others

..... Respondents

CORAM : HON'BLE MR. JUSTICE AJAY TEWARI

Present : Mr. Harsh Aggarwal, Advocate
for the petitioner.

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 judgment and order of the Appellate Court whereby on an appeal filed by the complainant-petitioner the fine imposed upon the private respondents was enhanced from Rs.200/- each to Rs.5000/- each.

Learned counsel has argued that under the Representation of Peoples Act there is a provision for imprisonment alongwith fine and the private respondents are guilty of having got prepared their votes at two places by giving false declaration and in these circumstances the fine of Rs.5000/- is also too lenient.

In para No.3 of the judgment of the Appellate Court it was

noticed as follows:-

“3.....It has further been contended that the learned trial Court ought to have atleast imposed some deterrent fine upon the respondents.....”

In view of this statement the prayer of the learned counsel that the punishment of imprisonment should be awarded has to be rejected. As regards the quantum of fine, it can be seen that the Appellate Court enhanced the fine from Rs.200/- to Rs.5000/-. Of course if the petitioner shows that the private respondents are rich people it may be appropriate to enhance the fine but nothing like that has been shown in this case.

Consequently, the petition is dismissed.

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

November 30, 2015
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(AJAY TEWARI)
JUDGE