

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

**C.R.R No.3946 of 2015 (O&M)
Date of Decision : 19.11.2015**

Sunil Kumar

..... Petitioner

versus

State of Haryana

..... Respondent

CORAM : HON'BLE MR.JUSTICE AJAY TEWARI

Present : Mr. Sarfraj Hussain, Advocate
for the petitioner.

Ms. Tanushree Gupta, D.A.G., Haryana.

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 174-A IPC and the imprisonment of one year.

Learned counsel for the petitioner has argued that originally case was under the Excise Act in which the petitioner was ultimately acquitted and in this FIR under Section 174-A he has already undergone about one month of sentence. He has further argued that no other case is pending or decided against the petitioner and in these circumstances the sentence imposed is highly excessive.

Learned Deputy Advocate General on the basis of custody

certificate has accepted that no other case is pending or decided against the petitioner.

In these circumstances, I feel that the punishment imposed upon the petitioner is more than adequate. Consequently, even while upholding the conviction of the petitioner, I deem it appropriate to reduce the sentence of the petitioner to that he has already undergone. Let the petitioner be released forthwith.

Petition stands disposed of.

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

November 19, 2015

ashish

**(AJAY TEWARI)
JUDGE**