

IN THE HIGH COURT OF PUNJAB AND HARYANA AT CHANDIGARH

CRR No. 4279 of 2015 (O&M)
Date of decision : December 22, 2015

Mahabir,

..... Petitioner

v.

State of Punjab

..... Respondent

CORAM : HON'BLE MR. JUSTICE AJAY TEWARI

Present : Mr. Ashok Kumar Sama, Advocate
for the petitioner.

Ms. Amarjit Kaur Khurana, Addl. AG Punjab

1. **Whether Reporters of Local Newspapers 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 petition is directed against the concurrent conviction of the petitioner under Sections 304-A, 279 of the IPC.

Brief facts are that on 28.9.2010 at about 3 pm, the offending trala being driven by the petitioner rashly and negligently struck with the cycle being driven by Sandeep Singh who died at the spot.

Custody certificate by way of affidavit of Surinder Singh, Superintendent, Central Jail, Ferozepur has been filed. As per the same, the petitioner has undergone six months and seventeen days of actual sentence out of total sentence of 2 years.

Counsel for the petitioner has argued that he does not press this

petition on merit but places reliance upon the decision of the Hon'ble Supreme Court in State of Punjab v. Saurabh Bakshi, 2015 RCR (Crl) 495 to contend that therein one person had died, and sentence had been reduced to six months.

Learned Additional AG Punjab is not in a position to cite any contrary judgment.

In these circumstances and keeping in view the decision in Saurabh Bakshi's case (supra), even while maintaining the conviction, I reduce the sentence of the petitioner to that already undergone by him. Petition stands disposed of.

December 22, 2015
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(AJAY TEWARI)
JUDGE