

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

**CRR No.552 of 2015 (O&M)
Decided on : 20.04.2015**

Sonu Petitioner

Vs.

State of Punjab Respondent

CORAM:- HON'BLE MR. JUSTICE MAHESH GROVER

Present:- Mr. Naveen Bawa, Advocate
for the petitioner.

Mr. Deepak Garg, AAG, Punjab.

MAHESH GROVER, J.(Oral)

CRM-M No.5362 of 2015

Allowed as prayed for. Delay of 120 days in filing the revision is condoned.

CRM stands disposed of.

Main case

The petitioner impugns the order of conviction and sentence awarded to him by virtue of impugned judgments.

The petitioner stands convicted under Section 411 IPC and was sentenced to undergo rigorous imprisonment for three years and to pay a fine of Rs.1,000/- although he was initially charged for violation of provisions of Sections 380 and 457 IPC also.

Both the Courts held that charges under Sections 380 and 457 IPC are not proved against the petitioner but convicted him under Section 411 IPC on the basis of recovery effected from him.

Learned counsel for the petitioner contends that he would not be addressing the issue on merits but would confine his prayer for reduction of sentence awarded to the petitioner. In this regard,

learned counsel for the petitioner has contended that there is no other case pending against the petitioner and he is young man having a family to support. Besides, he has already undergone more than 09 months out of total sentence of 3 years awarded to him.

These aspects have not been controverted by learned State counsel, who has placed on record the custody certificate of the petitioner.

After hearing learned counsel for the parties and noticing that the petitioner is young man, who may have gone a stray and noticing the further fact that he is not involved in any other case, and his incarceration for a period of 09 months and 06 days out of substantive sentence of three years, I deem it appropriate to reduce his sentence to a period of one and a half years(half of the original sentence).

With the aforesaid modification in reduction of sentence, the present petition stands disposed of.

20.04.2015
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(Mahesh Grover)
Judge