

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

**CRR no. 58 of 2015 (O&M)
Date of Decision : 10.03.2015**

Surjit Singh

....Petitioner

Versus

State of Chandigarh (UT)

...Respondent

CORAM : HON'BLE MR.JUSTICE MAHESH GROVER

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?

Present : Mr.N.S.Diwana, Advocate for the petitioner

Mr. Rajiv Sharma, Advocate for UT, Chandigarh

MAHESH GROVER, J.

This revision petition is directed against orders dated 18.3.2013 passed by learned Trial Court and dated 30.10.2014 passed by learned Appellate Court.

The petitioner has been convicted under the provisions of Sections 279 and 304 IPC and Section 181 of the Motor Vehicles Act

On the previous date of hearing i.e. 9.1.2015 the petitioner had given up the challenge to the judgments on merits but confined his prayer only qua quantum of sentence.

It has been contended by the learned counsel for the petitioner that he is willing to offer some compensation to the family of the victim and since he has already undergone 5 months and 2 days of the total substantive sentence of one year awarded to him, his sentence be reduced appropriately by taking a lenient view of the situation.

Learned counsel for the respondents on the other hand contends that there is no merit in the plea of the petitioner and his negligence having been established, there is no scope for interference with the conviction.

After hearing learned counsel for the parties and noticing the fact that the petitioner has already undergone sentence of 5 months and 2 days out of the total substantive sentence of one year awarded to him and the fact that the accident took place in the year 2008 and 7 years have elapsed since then and further noticing the fact that the petitioner is willing to offer reasonable compensation to the family of the victim and the fact that the petitioner is sole bread winner of his family, I would deem it appropriate to accept the prayer of the petitioner for reduction of the sentence. Accordingly, sentence of the petitioner is reduced to that of already undergone provided he pays compensation of Rs.75,000/- to the family of the victim within a period of 2 months from the date of receipt of the certified copy of this order. The aforesaid amount shall be deposited before the Trial Court within the stipulated period for onward disbursal to the family of the victim.

Disposed of.

March 10, 2015
rekha

(MAHESH GROVER)
JUDGE