

IN THE HIGH COURT OF PUNJAB AND HARYANA AT CHANDIGARH

**Crl. Revision No. 651 of 2015 (O&M)
Date of Decision: 08.10.2015**

Sukhdev Singh

.. Petitioner

Vs.

State of Punjab

.. Respondent

CORAM: HON'BLE MRS. JUSTICE ANITA CHAUDHRY

**Present:- Mr. K.S. Kang, Advocate
for the petitioner.**

Mr. V.P.S. Sidhu, AAG Punjab.

ANITA CHAUDHRY, J.

The petitioner was tried and convicted under Sections 304-A, 337, 338 IPC. The allegations were that on 08.11.2007 he drove bus bearing registration No. PB06 B-9997 rashly and negligently and caused the accident, in which two people died while some passengers sustained injuries.

Though, the case of the accused was of denial, but the learned trial Court, on appraisal of the evidence on record, convicted the accused under Sections 304-A, 337, 338 IPC and sentenced him to undergo rigorous imprisonment of two years, six months and one year respectively and to pay a fine of Rs. 1000/- under all the heads, in default of which to undergo rigorous imprisonment for twenty days respectively. All the sentences were ordered to run concurrently.

The appeal preferred by the accused was dismissed. Hence, this revision petition.

On 24.02.2015, when this revision petition came up for hearing, learned counsel for the petitioner had not touched the merits of the case and had confined his submissions to the quantum of sentence

imposed upon the petitioner. Therefore, the notice was issued on the limited question of quantum of sentence.

I have heard learned counsel for the parties and have gone through the paper-book carefully.

It has been contended by learned counsel for the petitioner that the petitioner has undergone the agony of a protracted trial and all this exercise took about nine years. He further submits that the petitioner is in custody for the last about nine months and is the first offender.

On the other hand, learned State counsel had opposed the prayer.

Undisputedly, the occurrence pertains to the year 2007 and since then the petitioner has suffered agony of trial as well as appeal before the appellate Court. But, at the same time, innocent persons had lost their life and increased the sufferings of the family of the deceased.

Keeping the circumstances into view, sentence of the petitioner is reduced to the period of one year under Section 304-A IPC. The sentence of fine remains unchanged.

With the above modification, the instant revision petition stands disposed of.

October 08, 2014

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**(ANITA CHAUDHRY)
JUDGE**