

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

CRA-S No. 69 SB of 2008
Date of decision : November 11, 2016

Ajaib Singh

..... Petitioner

v.

State of Haryana

..... Respondent

CORAM : HON'BLE MR. JUSTICE AJAY TEWARI

Present : Mr. PK Ganga, Advocate
for the appellant.

Mr. Amrik Narwal, AAG Haryana

Ajay Tewari, J (Oral)

This appeal has been filed by the appellant against his conviction under Section 15 of the NDPS Act.

Recovery in the present case is 10 kgs of poppy husk and the total sentence is RI for six months.

Counsel for the appellant has argued that he does not press this appeal on merits but states that there is scope for reduction in sentence. He states that the appellant is 80 years old and is facing the

trial for the past 12 years and he is not involved in any other case.

Custody certificate by way of affidavit of Amit Kumar, Superintendent, District Prison, has been filed, as per which the appellant has undergone 2 months and 7 days of actual sentence.

Learned AAG Haryana accepts the factual assertions.

In these circumstances, I deem it appropriate to accept the limited prayer of counsel for the appellant. Consequently, even while maintaining the conviction of the appellant and dismissing this appeal, the sentence of the appellant is reduced to the period which he has already undergone.

November 11, 2016
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(AJAY TEWARI)
JUDGE

Whether speaking/reasoned: Yes/No

Whether Reportable: Yes/No