

**THE HIGH COURT OF PUNJAB & HARYANA
AT CHANDIGARH**

Crl. Revision No.1041 of 2016

Date of decision : 21.07.2016

Didar Singh

... Petitioner

Versus

State of Haryana

... Respondent

CORAM: HON'BLE MS. JUSTICE ANITA CHAUDHRY

Present: Ms. Nitika Bangar, Advocate for the petitioner.

Mr. Sharad Kumar, DAG Haryana

ANITA CHAUDHRY, J(ORAL)

The petitioner was tried and convicted under Section 406, 498-A IPC. The allegations against the petitioner were that of demand of dowry.

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 Section 498-A IPC and sentenced him to undergo rigorous imprisonment for a period of two years and to pay fine of Rs. 1,000/- and in default of payment of fine to undergo simple imprisonment of two months and under Section 406 IPC to undergo rigorous imprisonment for a period of one year and to pay fine of Rs. 500/- and in default of payment of fine, he shall undergo simple imprisonment of one month. Both the sentences were ordered to run concurrently.

The appeal preferred by the accused was partly allowed. The appellant Court reduced the sentence to one year under Section 498-A & to six months under Section 406 IPC. Hence, the revision petition.

On 25.4.2016 when this revision petition came up for

hearing, learned counsel for the petitioner confined his submissions to the quantum of sentence. Therefore, the notice on the limited question of quantum of sentence was issued.

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 his father died and both the complainant and the appellant had got married and the trial relates to the year 2007 and the petitioner has made a new beginning and he is of young age.

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

Undisputedly, the occurrence pertains to the year 2007 and the petitioner has suffered agony of trial.

Keeping the circumstances into view, sentence of the petitioner is reduced to the period already undergone under Section 406, 498-A IPC. The sentence of fine would remain unchanged. With the above modification, the instant revision petition stands disposed of.

21.07.2016
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(ANITA CHAUDHRY)
JUDGE