

CRR No. 1593 of 2016

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

CRR No. 1593 of 2016
Date of decision : August 02, 2016

Sahib Singh,

..... Petitioner

v.

State of Punjab

..... Respondent

CORAM : HON'BLE MR. JUSTICE AJAY TEWARI

Present : Mr. Vivek Suri, Advocate
for the petitioner.

Mr. KS Pannu, DAG Punjab

Ajay Tewari, J (Oral)

This revision petition is directed against the concurrent conviction of the petitioner under Sections 279, 304-A, 427 of the IPC.

Brief facts are that the instant case was registered on the basis of the statement of Jaswinder Kaur wife of deceased Sukhraj Singh. She stated that on 20.8.2013, she along with her husband was going to Sadiq from Muktsar on their motor cycle and when they reached ahead of bus stand of village Marr Mallu, two trollas came from the side of Muktsar at a very high speed. First trolla crossed them and the second hit against their motor cycle from the rear side, as a result of which their

motor cycle fell down, she went away by crawling, while front tyre of the trolly run over her husband, who died at the spot.

Counsel for the petitioner at the very outset states that he does not press this petition on merits but prays that a lenient view may be taken in respect of the sentence awarded to the petitioner, as he has now been in custody since 17.3.2016 and, thus, he has undergone 4½ months of actual sentence out of total sentence of one year. He has placed reliance upon the decision of the Hon'ble Supreme Court in State of Punjab v. Saurabh Bakshi, 2015 RCR (Crl) 495 to contend that therein also one person had died and sentence had been reduced to six months.

In these circumstances and keeping in view the decision in Saurabh Bakshi's case (supra), even while maintaining the conviction, I reduce the sentence of the petitioner to seven months. Petition stands disposed of.

August 02, 2016
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(AJAY TEWARI)
JUDGE

Whether speaking/reasoned:

Yes/No

Whether Reportable:

Yes/No