

IN THE HIGH COURT OF PUNJAB AND HARYANA

AT CHANDIGARH

CRR No.3100 of 2015 (O&M)

Date of decision: 10.03.2016

Gian Singh

.....Petitioner

versus

Jagroop Singh

.....Respondent

CORAM: Hon'ble Mr.Justice Kuldip Singh

Present: Mr.Karambir Singh Kahlon, Advocate for the petitioner
Mr.Tarun Vir Singh Lehal, Advocate for the respondent

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?*

Kuldip Singh, J. (Oral)

Respondent has put in appearance.

Vide judgment of conviction and order of sentence dated 25.5.2013, passed by the learned Judicial Magistrate 1st Class, Batala, the petitioner has been convicted for the commission offence punishable under Section 138 of the Negotiable Instruments Act, 1881 and sentenced to undergo Rigorous Imprisonment for two years and to pay compensation of Rs.13,85,000/-. The aforesaid judgment and order were upheld in appeal vide judgment dated 17.4.2015, passed by the learned Additional Sessions Judge (A), Gurdaspur.

In brief, the petitioner had issued a cheque No.348337 dated 15.6.2005 for Rs.8,50,000/-, drawn on Punjab National Bank, Aliwal, Tehsil Batala in favour of the complainant, which on

presentation before the Bank bounced with the remarks 'insufficient funds'.

The short prayer of the petitioner in this petition is for reduction in sentence. It is stated that the petitioner is 80 years old and keeping in view his age, some concession in the sentence may be given.

Keeping in view the age of the petitioner, the sentence of two years Rigorous Imprisonment awarded by the learned Magistrate is reduced to one year Rigorous Imprisonment. The remaining part of the sentence is kept intact. With this modification, the revision is dismissed.

10.03.2016
gk

(Kuldip Singh)
Judge