

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

**CRR No.2000 of 2016 (O/M)
Date of decision : May 27, 2016**

Sham Lal **..... Petitioner**

Versus

State of Punjab **..... Respondent**

CORAM : HON'BLE MR. JUSTICE KULDIP SINGH

Present:- Mr. Navin Mahajan, Advocate for the petitioner.

1. Whether the Reporters of local newspaper may be allowed to see the judgment ?
2. To be referred to the Reporter or not.
3. Whether the judgment should be reported in the digest ?

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KULDIP SINGH J. (ORAL)

The present revision has been filed against the judgment dated 17.05.2016 passed by learned Addl. Sessions Judge, Fazilka, affirming the judgment of conviction and order of sentence dated 18.12.2015 passed by learned Sub Divisional Judicial Magistrate, Abohar, vide which the present petitioner was convicted and sentenced as under:

<i>Sr. No.</i>	<i>Offence</i>	<i>Sentence</i>	<i>Fine (₹)</i>	<i>In default of payment of fine</i>
1	323 IPC	Six months (S.I.)	500/-	1 month (S.I.)
2	325 IPC	1 year (R.I.)	1,000/-	2 months (R.I.)

Both the sentences were directed to run concurrently.

At the time of arguments, learned counsel for the petitioner presses the present revision petition only on the point of quantum of sentence.

Heard.

A perusal of the judgment of lower court shows that the present petitioner is alleged to have given two blows with the beer bottle on the

forehead of the injured. One of the injuries was simple in nature. However, injury No.2 was found to be grievous in nature.

I am of the view that the injury on the vital part of the body i.e. head was found to be grievous in nature. Therefore, for causing grievous injury, the sentence of rigorous imprisonment for one year cannot be called excessive and for causing simple injury, the sentence of simple imprisonment of 6 months also, cannot be called excessive. Thus, there is no ground to reduce the sentence awarded upon the petitioner by the lower court.

As such, the present revision petition stands dismissed.

(KULDIP SINGH)
JUDGE

May 27, 2016
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