

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

**CRR No.2131 of 2016 (O/M)
Date of decision : June 02, 2016**

Bhupinder Singh

..... Petitioner

Versus

State of Punjab

..... Respondent

CORAM : HON'BLE MR. JUSTICE KULDIP SINGH

Present:- Mr. Rajeev Sharma, 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 ?

KULDIP SINGH J. (ORAL)

CRM-18516-2016

There is delay of 43 days in filing the present revision petition.

For the reasons mentioned in the application, delay of 43 days in filing the present revision petition is condoned, subject to all just exception.

Application stands disposed of.

Main Case

Petitioner was convicted and sentenced by the learned Chief Judicial Magistrate, Sangrur, vide judgment of conviction and order of sentence dated 27.10.2014, which is as under:

<i>Sr. No.</i>	<i>Offence (IPC)</i>	<i>Sentence</i>	<i>Fine (₹)</i>	<i>In default of fine</i>
1	279	6 months	500/-	7 days (R.I.)
2	338	1 year	500/-	7 days (R.I.)
3	304-A	2 years	1,000/-	15 days (R.I.)

All the sentences were directed to run concurrently.

In an appeal filed by the petitioner, learned Sessions Judge, Sangrur, set aside the conviction awarded under Section 279 IPC, whereas the conviction and sentence awarded under Sections 338 and 304-A IPC were upheld.

Heard.

Learned counsel for the petitioner presses the present revision petition only on the point of quantum of sentence.

In this case, in the accident one person had lost his life. Therefore, after considering the facts and circumstances and the period taken during trial, the sentence of rigorous imprisonment for two year awarded under Section 304-A IPC is reduced to 1 year 3 months. However, the remaining part of the sentence imposed under Section 304-A IPC and Section 338 IPC is maintained.

With the aforesaid modification, the present revision petition stands dismissed.

(KULDIP SINGH)
JUDGE

June 02, 2016

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