

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

**CRR-2309 of 2016 (O&M)
Date of Decision: 27.07.2016**

Sewa Ram

.....Petitioner

versus

State of Haryana

....Respondent

CORAM : HON'BLE MR. JUSTICE AJAY TEWARI

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

Mr. Amrik Narwal, DAG, Haryana.

AJAY TEWARI, J. (Oral)

This revision has been filed against the concurrent conviction of the petitioner for the commission of offence under Sections 279/337/304-A in FIR No.435 dated 05.06.2006 registered at Police Station Sadar, Hisar.

The sentence awarded to the petitioner is as under:-

Offence	Sentence	In default of fine
279 IPC	R.I. for 4 months and fine of Rs.1000/-	S.I. for 5 days
304-A IPC	R.I. for 18 months and fine of Rs.2000/-	S.I. for 10 days

It is also ordered that all these substantive sentences shall run concurrently.

Custody certificate by way of affidavit of Shamsher Singh Dahiya, Superintendent of Jail, Central Jail-I, Hisar has been filed and the same is taken on record. Copy supplied to the counsel opposite.

As per custody certificate the petitioner has undergone 01 month and 11 days out of the total sentence of 18 months.

Learned counsel for the petitioner has argued that he does not dispute this revision on merits but prays that some leniency be shown in the sentence since the petitioner has learnt his lesson and any long incarceration may not have any reformatory effect but may ultimately harden the petitioner and that he is not involved in any other case.

Learned Deputy Advocate General has accepted that the petitioner is not involved in any other case.

In my considered opinion, these factors would justify a reduction in the sentence. Consequently, the revision against the conviction is dismissed but the sentence of the petitioner is reduced to 8 months. The fine shall remain unchanged.

Since the main case has been decided, the Criminal Misc.
Application, if any, also stands disposed of.

(AJAY TEWARI)
JUDGE

July 27, 2016
Pooja sharma-I

Whether speaking/reasoned

Yes/No

Whether Reportable :

Yes/No