

CRR- 2446 of 2016 (O&M)

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

**CRR- 2446 of 2016 (O&M)
Date of Decision: 29.09.2016**

AMRIK SINGH AND OTHERSPetitioners

versus

STATE OF PUNJABRespondent

CORAM : HON'BLE MR. JUSTICE AJAY TEWARI

Present: Mr. Arshdeep Singh Bhullar, Advocate
for the petitioners.

Mr. Ashish Sanghi, DAG, Punjab.

AJAY TEWARI, J. (Oral)

This revision has been filed against the concurrent conviction of the petitioners for the commission of offences under Sections 324/34, 452, 427/34 IPC in FIR No.105 dated 15.08.2008 registered at Police Station Malerkotla, District Sangrur.

The sentence awarded to the petitioners was as under:-

Sentence under Section	Imprisonment awarded	Fine	In default of payment of fine
324/34 IPC	R.I. for one year	-	-
452 IPC	R.I. for one year	Rs.1000/-	R.I for 01 month
427/34	R.I. for 06 months	-	-

As per the allegations, the petitioners were found guilty of having entered into the house of victim and giving him injury and damages to his property.

Learned counsel for the petitioners states that he would not press this petition on merits but considering the fact that petitioners have otherwise clean antecedents, there is some scope of reduction the sentence. As per him, all the persons in custody are from the same family.

Custody certificates by way of affidavit of Gurjeet Singh Brar, Deputy Superintendent, Sub Jail, Malerkotla on behalf of State has been filed and the same is taken on record. Copy supplied to the counsel opposite. As per the custody certificates, the petitioners have undergone actual sentence of more than 05 months out of the total sentence of one and a half years and no other case is pending against them. It is also confirmed therefrom that antecedents of the petitioners are clean.

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 petitioners are reduced to 08 months.

Revision petition stands disposed of.

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

(AJAY TEWARI)
JUDGE

29.09.2016
anuradha

Whether speaking/reasoned

Yes/No

Whether Reportable :

Yes/No