

IN THE HIGH COURT OF PUNJAB AND HARYANA

AT CHANDIGARH

CRR No.3798 of 2015 (O&M)

Date of decision: 28.03.2016

Rinku Masih

.....Petitioner

versus

State of Punjab

.....Respondent

CORAM: Hon'ble Mr.Justice Kuldip Singh

Present: Ms.Riffi Birla, Advocate for the petitioner
Mr.Ashish Sanghi, DAG Punjab

- 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)

CRM No.33151 of 2015

This is an application for condonation of delay. For the reasons mentioned in the application, it is allowed and 75 days delay in filing the present revision petition stands condoned.

CRR No.3798 of 2015

The petitioner has impugned the judgment dated 13.9.2013, passed by the learned Sub Divisional Judicial Magistrate, Gidderbaha, vide which the petitioner was convicted for commission of offence punishable under Sections 279/337 and 304-A IPC and sentenced to undergo maximum Rigorous Imprisonment for two years

under Section 304-A IPC. In appeal, he was acquitted of the of offence punishable under Section 337 IPC vide judgment dated 23.4.2015, passed by the learned Additional Sessions Judge, Sri Muktsar Sahib. However, remaining sentence was ordered to be maintained.

Heard.

At the arguments stage, learned counsel for the petitioner has pressed the revision only on the quantum of sentence. It is contended that the petitioner is a poor person. One person is stated to have died in the accident. Therefore, the maximum sentence for two years is quite harsh.

However, considering the facts and circumstances and the period already undergone, the sentence of Rigorous Imprisonment for two years awarded for commission of offence punishable under Section 304-A IPC is reduced from two years to one year and three months. Remaining part of the sentence under Section 279 IPC is maintained.

With above modification, the revision is dismissed.

28.03.2016
gk

(Kuldip Singh)
Judge