

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

**Criminal Revision No.2866 of 2016 (O&M)
Date of Decision : 06th September, 2016**

Balwinder Singh alias Vijay

..... Petitioner

Versus

State of Punjab

..... Respondent

CORAM : HON'BLE MR. JUSTICE AJAY TEWARI

Present : Mr. Gursimran Singh, Advocate
Mr. Sanjeev Banga, Advocate,
for the petitioner.

Mr. K.S.Pannu, DAG, Punjab
for the respondent(s)-State.

Mr. Chetan Chauhan, Advocate
for the complainant.

AJAY TEWARI, J. (Oral)

The instant revision petition is directed against the concurrent conviction of petitioner under Sections 326, 324 read with Section 34 IPC.

On 16.08.2016, this Court passed the following order:-

“Learned counsel states that parties have arrived at a compromise.

Notice of motion.

On the asking of the Court, Mr. B.S.Thind, Assistant Advocate General, Punjab, accepts notice on behalf of the respondent.

Learned counsel for the petitioner undertakes to supply a copy of the petition to the learned A.A.G., during the course of the day.

Adjourned to 06.09.2016. In the meantime, learned State counsel is directed to ascertain the factum of compromise

Criminal Revision No.2866 of 2016 (O&M)

(Annexure P-1). ”

Custody certificate by way of affidavit of Surinder Pal Khanna, PPS, Superintendent, Central Prison, Ludhiana, has been filed. Same is taken on record.

Learned counsel for the petitioner argued that the petitioner has already undergone 02 months and 18 days of actual sentence.

Learned Deputy Advocate General, Punjab, on instructions from Head Constable Sukhpal Singh, accepted that the parties have indeed reached the compromise.

From the record, this Court finds that the petitioner had been convicted for causing the following injuries:-

“An incised wound 6 x 1 cm x scalp deep was present on the left side of frontal bone. It was 22 cms from the top of right ear and 8.5 cms from the top of left ear. Fresh clotted blood was present. Advised x-ray.”

Keeping in view these facts, I deem it appropriate to dismiss the instant revision petition on merit but to reduce the sentence of the petitioner to the period which he has already undergone.

Ordered accordingly.

(AJAY TEWARI)
JUDGE

06th September, 2016

mamta

Whether speaking/reasoned

Yes/No

Whether Reportable :

Yes/No