

IN THE HIGH COURT FOR THE STATES OF PUNJAB AND HARYANA
AT CHANDIGARH

CRR-4306-2015 (O&M)

Date of decision: January 07, 2016.

Manjinder Singh and another

... **Petitioners**

v.

State of Punjab

... **Respondent**

CORAM: **HON'BLE MR. JUSTICE KULDIP SINGH**

Present: Mr. Sukhmeet Singh, Advocate for the petitioners.

Mr. Ashish Sanghi, Deputy Advocate General, Punjab.

1. *Whether Reporters of local papers may be allowed to see the judgment ?*
2. *Whether to be referred to the Reporters or not ?*
3. *Whether the judgment should be reported in the Digest?*

Kuldip Singh, J. (Oral):

The short prayer of the learned Counsel for the petitioners is for reduction of sentence awarded under Section 382 IPC by the lower court, as modified by the first appellate court. The learned Magistrate had awarded RI for two years and payment of fine of Rs.2,000/-, in default thereof one month's simple imprisonment to the accused-revisionist for offence punishable under Section 382 IPC. They were also sentenced under Sections 323 and 341 read with Section 34 IPC.

In the appeal, learned Additional Sessions Judge, Ludhiana reduced the sentence awarded under Section 382 IPC from RI for two years to RI for one year, whereas the sentences awarded under Sections 323 and 341 IPC were maintained.

The offence under Section 382 IPC carries the maximum sentence upto ten years. The lower court had awarded only two years RI which has been further reduced to one year in appeal. Keeping in view the fact that it is a road-side robbery, no further reduction in sentence is possible.

Dismissed.

January 07, 2016.
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[Kuldip Singh]
Judge