

IN THE HIGH COURT OF PUNJAB AND HARYANA

AT CHANDIGARH

CRR No.4380 of 2015 (O&M)

Date of decision: 04.05.2016

Surjit Singh

.....Petitioner

versus

State of Haryana

.....Respondent

CORAM: Hon'ble Mr.Justice Kuldip Singh

Present: Mr.Vishal Nehra, Advocate for the petitioner
Mr.Parveen Aggarwal, DAG Haryana

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)

This revision is filed against the judgment dated 12.10.2015, passed by learned Additional Sessions Judge, Ambala, affirming the judgment of conviction and order of sentence passed by the learned Judicial Magistrate 1st Class, Naraingarh against the petitioner on 31.1.2014, whereby the petitioner along with three other persons was convicted under Section 420 IPC and sentenced to Rigorous Imprisonment for three years and to pay a fine of Rs.500/-, in default thereof to undergo further Simple Imprisonment for one month. They were also ordered to pay compensation of Rs.8000/- to complainant Shiv Kumar on account of mental harassment. Separate appeal was filed in which remaining three accused were acquitted.

However, conviction of the present petitioner was upheld by dismissing his appeal.

Notice of motion was issued on the quantum of sentence.

Custody certificate filed in Court is taken on record. The perusal of same shows that the petitioner is also facing another case under Sections 420, 406, 506 IPC. In this case, it is alleged that the petitioner promised a motorcycle to the complainant Shiv Kumar and Shashi Kant by mis-stating them that he has floated a scheme, in which, some money is to be given and then motorcycle shall be supplied.

In these circumstances, considering the fact that the amount of Rs.56,000/- is involved in the present case, the sentence of three years is reduced to 1 ½ years, whereas fine of Rs.500/- is enhanced to Rs.50,000/-, to be paid equally to complainants Shiv Kumar and Shashi Kant.

Revision is accordingly partly allowed.

04.05.2016
gk

(Kuldip Singh)
Judge