

CRR-3269-2016(O&M)

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

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**CRR-3269-2016(O&M)
Date of Decision: 29.11.2016**

AMIT KUMAR

.....Petitioner

versus

STATE OF PUNJAB

....Respondent

CORAM : HON'BLE MR. JUSTICE AJAY TEWARI

Present: Mr. Pankaj Bali, Advocate for the petitioner.

Mr. K.S.Pannu, DAG, Punjab.

AJAY TEWARI, J. (Oral)

This revision has been filed against the concurrent conviction of the petitioner for the commission of offences under Sections 411, 483, 465, 471, 474 IPC in FIR No.104 dated 08.05.2013 registered at Police Station Sadar Dhuri.

The sentence awarded to the petitioner is as under:-

Offences	Imprisonment awarded	Fine	In default of payment of fine
Under Section 411 IPC	R.I. For 06 months	-	-
Under Section 483 IPC	R.I. For 06 months	-	-
Under Section 465 IPC	R.I. For 02 years.	Rs. 1000/-	15 days simple imprisonment

Under Section 471 IPC	R.I. For 02 years.	Rs. 1000/-	15 days simple imprisonment
Under Section 474 IPC	R.I. For 02 years.	Rs. 2000/-	One month simple imprisonment

Custody certificate by way of affidavit of Hardeep Singh, PPS, Superintendent, District Jail Sangrur on behalf of State has been filed and the same is taken on record. Copy supplied to the counsel opposite. As per the custody certificate the petitioner has undergone actual sentence of 06 months and 03 days out of the total sentence of 02 years.

On the last date of hearing, the following order was passed:

“Learned counsel for the petitioner argued that the offence of forgery in any case has not been proved and, if that goes, he may be some scope for reduction of sentence.

Notice of motion for 29.11.2016.”

Learned counsel for the petitioner, further developing his argument argued that even worst case which can be proved against the petitioner is that he was in possession of stolen vehicle but there is no evidence that he forged number plate or the registration copy.

Learned DAG has very fairly accepted that there is no evidence which shows that the petitioner forged the number plate or the

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registration copy but the petitioner knew that vehicle which he had in possession carrying forged number plate and forged registration copy.

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 petitioner is reduced to 09 months.

Revision petition stands disposed of.

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

(AJAY TEWARI)
JUDGE

29.11.2016
anuradha

Whether speaking/reasoned	Yes/No
Whether Reportable :	Yes/No