

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

CRR No.3427 of 2016 (O&M)
Date of Decision:07.12.2016

Rajiv Joshi

.....Petitioner

Versus

State of Punjab

....Respondent

CORAM : HON'BLE MR. JUSTICE AJAY TEWARI

Present: Mr. Gaurav Sharma, 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 offence under Sections 61/1/14 of Punjab Excise Act in FIR No.90 dated 06.06.2007 registered at Police Station Lalru.

As per allegations in the FIR, the alleged recovery is of 108 bottles of country made liquor Mahkhana and 300 bottles of country made liquor Sanatra.

The sentence awarded to the petitioner is as under:-

Name of the accused	Offence	Punishment	Fine	In default of payment of fine
Rajiv Joshi	61/1/14 of Punjab Excise Act	Six months	10,000/-	SI for Two months

Learned counsel for the petitioner states that the petitioner has undergone more than two months out of the total sentence of six months. He further states that he does not dispute this revision on merits but prays that some leniency be shown in the sentence since the petitioner has learnt his lesson and any long incarceration may not have any reformatory effect but may ultimately harden the petitioner.

Learned Deputy Advocate General has accepted these facts.

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 03 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

December 07, 2016

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Whether speaking/reasoned: Yes/No

Whether reportable: Yes/No