

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

CRR No.4700 of 2015 (O&M)  
Date of decision: 08.08.2016

Ombir ..... Petitioner

versus

State of Haryana ..... Respondent

**CORAM: HON'BLE MR. JUSTICE AJAY TEWARI**

Present: Mr. Rahul Gautam, Advocate  
for the petitioner.

Mr. Amrik Narwal, DAG, Haryana.

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**Ajay Tewari, J.(Oral)**

This revision petition is directed against the concurrent conviction of the petitioner under Sections 279, 304-A, 337 IPC.

Learned counsel for the petitioner submits that the petitioner has undergone more than one year and five months.

On 09.02.2016, following order was passed:

**"CRM-39711-2015**

*After hearing learned counsel for the applicant and going through the contents of the application, the same is allowed and the delay of 39 days in filing the present criminal revision petition is hereby condoned.*

**CRR-4700-2015**

*Challenge in this criminal revision petition is to the judgment dated 28.07.2015 passed by learned Sessions Judge, Rohtak, whereby the appeal filed by the petitioner challenging his conviction and sentence for the offences punishable under Sections 279,304-A and 337, IPC, recorded by learned Judicial Magistrate First Class, Rohtak, was dismissed.*

*At the very outset, learned counsel for the petitioner contends that in view of the concurrent findings of both the Courts below, he does not want to challenge the conviction of the petitioner. However, he submits that in view of the*

*circumstances of the case, the sentence awarded by the Courts below is on higher side.*

*Notice of motion for 17.03.2016 with regard to quantum of sentence only."*

Learned counsel for the petitioner today states that the petitioner has been held guilty of having driven rashly and negligently and caused death of two persons. The petitioner has undergone 1 year and 5 months of actual sentence out of total sentence of two years. He has placed reliance upon the decision of the Hon'ble Supreme Court in ***State of Punjab v. Saurabh Bakshi, 2015 RCR (CrI) 495*** to contend that therein also one person had died and sentence had been reduced to six months.

In these circumstances and keeping in view the decision in Saurabh Bakshi's case (supra), even while maintaining the conviction, I reduce the sentence of the petitioner to the sentence already undergone by him.

Petition stands disposed of.

**August 08, 2016**  
*sonia*

**(AJAY TEWARI)**  
**JUDGE**

*1. Whether speaking/reasoned?*

*Yes/No*

*2. Whether reportable?*

*Yes/No*