

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

CRR No.5016 of 2015 (O&M)
Date of decision: March 17, 2016.

Bohar Singh ... **Petitioner**

v.

State of Punjab ... **Respondent**

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

Present: Mr. Nakul Sharma, Advocate for the petitioner.
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):

Present revision is against the judgment dated 1.4.2015 passed by learned Additional Sessions Judge, Ferozepur, affirming the judgment of conviction and the order of sentence dated 26.3.2012 passed by learned Additional Chief Judicial Magistrate, Ferozepur whereby the revisionist was convicted and sentenced as under:-

<i>Offence punishable under Section(IPC)</i>	<i>Sentence (RI)</i>	<i>Fine (Rs.)</i>	<i>Sentence in default of payment of fine(RI)</i>
120-B	3 years	2,000/-	3 months
419	2 years	1,000/-	2 months
420	3 years	2,000/-	3 months
467	3 years	2,000/-	3 months
468	3 years	2,000/-	3 months
471	3 years	2,000/-	3 months

All the substantive sentences were ordered to run concurrently.

At the motion stage, notice of motion was issued only on the

quantum of sentence on account of health problem of the petitioner.

Today, the medical report has been filed by the State which shows that the petitioner is suffering from paralysis of the right side of the body with difficulty in speech. He remained admitted in the hospital for quite some time. The petitioner is facing difficulty in walking independently and in performing daily chores. Overall general condition of the petitioner has been reported to be poor.

As per the medical report, age of the petitioner is 66 years. Therefore, keeping in view the precarious health condition of the petitioner and purely on compassionate grounds, the sentence of the petitioner under Sections 120-B, 420, 467, 468 and 471 IPC is reduced from RI for three years to RI for one year and the sentence under Section 419 IPC is reduced from two years to one year. The remaining part of the sentence is maintained.

With the above modification, the revision is dismissed.

March 17, 2016.
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[Kuldip Singh]
Judge