

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

**CRL.REVISION No.589 OF 2016 (O&M)
DATE OF DECISION : 8th AUGUST, 2016**

Ramesh & another

.... Petitioners

Versus

State of Haryana

.... Respondents

CORAM : HON'BLE MR. JUSTICE A. B. CHAUDHARI

* * * *

Present : Mr. Manoj K. Tanwar, Advocate for the petitioner.

Mr. D. R. Singla, DAG, Haryana.

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A. B. CHAUDHARI, J. (ORAL)

The present criminal revision petition has been filed by the petitioners for challenging judgment dated 25.01.2012 and order of sentence dated 28.01.2012 passed by the SDJM, Kosli and Judgment dated 21.01.2016 passed by ASJ, Rewari.

Heard learned counsel for the rival parties.

The revision petitioners were convicted for offence under Sections 279, 337, 338 and 304A IPC and ultimate sentence on all counts concurrently was to undergo rigorous imprisonment for a period of one year. In appeal preferred by the present petitioners the sentence under Section 304A IPC was reduced to rigorous imprisonment for a period of nine months and all the sentences are ordered to run concurrently.

Learned counsel for the revision petitioners submits that by now the petitioners have almost undergone the sentence for a period of seven months.

Looking to the nature of the accident and the guilt of the petitioners in rash and negligent driving, I think the sentence of about seven months, which has already been undergone by them, should subserve the interest of justice.

In view of the above, I make the following orders:

ORDER

- (i) The CRR No.589 of 2016 is allowed.
- (ii) The impugned judgments and orders made by the Courts below are modified only to the extent of sentence.
- (iii) The sentence awarded to the petitioners is modified to the period already undergone by them.
- (iv) The petitioners be set at liberty forthwith, if not required in any other case.

8th AUGUST, 2016
'raj'

(A. B. CHAUDHARI)
JUDGE

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