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IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CRR No. 2174 of 2011 (O/M)

Date of decision : 10.10.2017

Lakhwinder Singh alias Dalvinder Singh

..... Revisionist

Versus

State of Haryana

..... Respondent

CORAM : HON'BLE MR. JUSTICE KULDIP SINGH

Present:- Mr. Tarun Sharma, Advocate, for,
Mr. P.S. Jammu, Advocate, for revisionist.

Mr. R.K. Makkad, DAG Haryana.

1. Whether the Reporters of local newspaper may be allowed to see the judgment ?
2. To be referred to the Reporter or not.
3. Whether the judgment should be reported in the digest ?

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KULDIP SINGH J. (ORAL)

Heard.

The lower Court file perused. The revisionist was driving a private bus from Berwala. The bus was being driven by revisionist in a rash and negligent manner. The bus struck against a kikkar tree near the basti of bazigars. One buffalo tied with the said kikkar tree died. Many passengers suffered injuries. One of the passengers, namely, Ishwar also suffered injuries. He was removed to Janta Hospital, Ellenabad, where he was declared dead. The bus driver by taking the advantage of the crowd slipped away, leaving the bus at spot. Both the Courts below after considering the evidence have come to the conclusion that the offence is proved.

There are concurrent findings of two Courts below. After considering the statement of witnesses, the documents and the manner of accident, I am of the view that there is no ground to interfere in the

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findings recorded by the two Courts below. Regarding quantum of sentence, the learned counsel for revisionist states that later on , revisionist got a job in Haryana Roadways and in case of conviction, he will loose his job. Therefore, prayer has been made for releasing him on probation.

Keeping in view the rising number of accidents and the manner in which present accident took place, there is no ground to release revisionist on probation. Therefore, there is no ground to reduce the sentence awarded to revisionist. Revisionist, who is on bail, be re-arrested to undergo remaining part of sentence. Hence, revision is dismissed.

(KULDIP SINGH)
JUDGE

10.10.2017

sjks

Whether speaking / reasoned : Yes

Whether Reportable : No