

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

**CRR-3578-2012 (O&M)
Date of Decision: January 20, 2017**

Girraj Singh

.....PETITIONER(s).

VERSUS

State of Haryana

...RESPONDENT(s).

CORAM:- HON'BLE MR. JUSTICE SURINDER GUPTA

Present: Mr.Keshav Partap Singh, Advocate,
for the petitioner.

Mr. Vikramjit Singh, Addl. AG, Haryana.

SURINDER GUPTA, J.(Oral)

Custody certificate filed in Court today is taken on record.

Heard.

Learned counsel for the petitioner has confined his submission for reduction of sentence awarded to the petitioner by the court below. The trial court awarded sentence of 6 months imprisonment and fine of ₹ 500/- for offence punishable under Sections 323 and 1½ years of simple imprisonment and fine of ₹ 1000/- for offence punishable under Section 324 and 325 IPC.

Counsel for the petitioner submits that the petitioner was a young boy of the age of 26 years at the time of incident. It was due to the property dispute that the quarrel took place. He is neither a previous convict nor a habitual offender. Keeping in view the above facts, a lenient view

regarding the quantum of sentence may be considered.

Counsel for the State has submitted that the injuries caused by the petitioner were grievous in nature and one of the injuries is on the head and as such on quantum of sentence, petitioner deserves no leniency.

On perusal of the judgment of the court below, I find that the petitioner is not a previous convict. It was a property dispute because of which the injuries were caused by the petitioner to his uncle Rajender Singh.

Keeping in view the nature of the injuries and the weapon of offence used, I do not find it in the interest of justice to grant benefit of probation to petitioner. However, the punishment awarded to the petitioner for offences punishable under Sections 324 and 325 IPC each is reduced from 1½ years to 9 months. The remaining sentence awarded to him including the sentence of fine is maintained.

The petition stands disposed of.

January 20, 2017
Paritosh Kumar

(SURINDER GUPTA)
JUDGE

Whether speaking/reasoned:
Whether Reportable:

Yes/No
Yes/No