

IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH

CRR-254-2013 (O&M)
Date of decision: 04.12.2017

Rajesh

...Petitioner

Versus

State of Haryana

...Respondent

CORAM: HON'BLE MR.JUSTICE JITENDRA CHAUHAN

Present: Mr. Vivek Khatri, Advocate for the petitioner(s).

Ms. Mahima Yashpal, AAG, Haryana.

Jitendra Chauhan, J.

By filing the present criminal revision, the petitioner has assailed judgment dated 14.01.2013, passed by learned Additional Sessions Judge, Jind, affirming judgment/order dated 22/24.09.2010, passed by learned Chief Judicial Magistrate, Jind, convicting him under Sections 498-A and 406 of the Indian Penal Code (for short, 'the IPC') and sentencing him to undergo rigorous imprisonment for a period of 01 year along with fine of ₹500/- with default clause.

Heard.

At the outset, learned counsel for the petitioner contends that he does not press the present petition on its merits and prays that some lenient view be taken in the matter of sentence. Vide order dated 03.04.2013, the sentence of the petition was suspended after he had already undergone 03

months and 03 days of actual sentence (as on 02.04.2013).

Even otherwise, this Court has re-scanned the entire record and finds that there is no scope for interference in the well-reasoned judgments of conviction recorded by the Court below. However, keeping in view the fact that the petitioner has been suffering the agony of protracted trial, the prayer made on behalf of the petitioner is accepted; the impugned judgment of conviction is affirmed, whereas, the sentence of imprisonment of the petitioner is reduced from 01 year to the period already undergone by him, subject to payment of enhanced fine of ₹60,000/- within three months from today. Out of the said amount, ₹50,000/- shall be paid to the daughter of the parties as compensation, whereas, the remaining amount of ₹10,000/- shall go to the State.

The petitioner is stated to be on bail. His bail bonds shall stand discharged. In case, he fails to make the payment as aforesaid, the instant petition shall be deemed to have been dismissed without further notice.

Disposed of accordingly.

04.12.2017

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(JITENDRA CHAUHAN)
JUDGE

Whether speaking / reasoned : Yes No

Whether Reportable : Yes No