

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

CRR No.2133 of 2014 (O&M)

Date of Decision: 31.01.2017.

Vijay Pal and others

... Petitioners

Versus

State of Haryana and others

... Respondents

CORAM : Hon'ble Mr. Justice Jitendra Chauhan

Present : Mr. Vijay Kumar Sheoran, Advocate,
for the petitioners.

Mr. Neeraj Poswal, AAG, Haryana.

JITENDRA CHAUHAN.J.(ORAL)

Despite service, complainants/respondent Nos.2 and 3
have not caused representation.

Custody certificates dated 31.01.2017 filed on behalf of
Superintendent, District Prison, Bhiwani today in the Court are taken on
record.

This revision is directed against the judgement dated
7.11.2011 and order dated 11.11.2011 passed by Sub Divisional Judicial
Magistrate Loharu vide which the petitioners were convicted and sentenced
under Sections 452, 323, 325 and 506 read with section 34 IPC and; the
judgment 08.07.2014 passed by Additional Sessions, Bhiwani vide which the
appeal filed by the petitioners was dismissed.

Vide order dated 18.09.2014, the petitioners were directed
to pay a sum of Rs.50,000/- to each of the injured respondents as

compensation. The order is being reproduced as under:-

“Heard, counsel for the parties.

The dispute is between close family relations, in which two ladies i.e. Bhanmati-complainant and Savitri Devi suffered injuries. Injured Savitri Devi remained in the hospital for three months, whereas Bhanmati suffered a fracture.

At this stage, it is directed that all the petitioners shall pay ₹50,000/- each to both the injured as compensation.

Subject to deposit of ₹50,000/- within a week, their sentences

shall be suspended to the satisfaction of the Chief Judicial Magistrate/Duty

Magistrate, Bhiwani.

Adjourned to 13.10.2014.”

In pursuance of the order dated 18.9.2014, the petitioners had paid an amount of Rs.50,000/- towards compensation to injured Bhanmati and Savitri Devi each. As per the instructions, the compensation amount has already been lifted by the injured respondents. The present FIR was registered on 17.1.2008. The petitioners have suffered incarceration for a period of more than four months including remissions out of the total sentence of one year. The petitioners have not misused the concession of bail, therefore, the sentence of the petitioners is reduced from one year to the period already undergone by them.

The revision is partly accepted in the manner indicated above.

31.01.2017.

SN/vanita

(JITENDRA CHAUHAN)

JUDGE

Whether speaking/reasoned : Yes/No

Whether reportable : Yes/No