

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

423

Criminal Revision No.2002 of 2016

Date of Decision: May 17th, 2017

Raj Kumar

...Petitioner

Versus

State of Punjab

...Respondent

CORAM: HON'BLE MR. JUSTICE AUGUSTINE GEORGE MASIH

Present: Mr. Prabhjot Singh, Advocate
for the petitioner.

Mr. S.S. Chaudhary, Deputy Advocate General, Punjab.

AUGUSTINE GEORGE MASIH, J. (ORAL)

This revision is directed against the judgment dated 10.05.2016 passed by the Additional Sessions Judge, Fazilka, affirming the judgment of conviction and order of sentence dated 10.09.2014 passed by Judicial Magistrate Ist Class, Abohar, whereby the petitioner was convicted under Section 411 IPC and was sentenced thereunder to undergo rigorous imprisonment for six months.

Counsel for the petitioner submits that the petitioner has already undergone sentence of 2 months and 15 days out of the total sentence of 6 months. He contends that the FIR is of the year 2008 and since then, he is facing the agony of protracted criminal proceedings spreading over a period of about 9 years. He prays that the present revision petition be disposed of by reducing the sentence of the petitioner.

In view of the above and keeping in view the facts and circumstances of the present case and also that the petitioner has already undergone a substantial portion of sentence awarded to him i.e.

2½ months of sentence out of the total sentence of 6 months apart from

facing the protracted trial followed by the appeal and the present revision petition and more so there is no other criminal case in which the petitioner has been involved as per the custody certified dated 16.05.2017 which has been produced in Court today by the State which is issued by the Superintendent, Central Jail, Ferozepur, the present revision petition stands disposed of by upholding the conviction of the petitioner and reducing his sentence to the period already undergone by him.

May 17th, 2017
Puneet

(AUGUSTINE GEORGE MASIH)
JUDGE

Whether speaking/reasoned: Yes/No

Whether Reportable: Yes/No