

213

IN THE HIGH COURT OF PUNJAB AND HARYANA  
AT CHANDIGARH

CRR No. 3625 of 2015 (O/M)  
Date of decision : 31.8.2017

Sunny

..... Revisionist

Versus

State of Union Territory, Chandigarh

..... Respondent

CORAM : HON'BLE MR. JUSTICE KULDIP SINGH

Present:- Mr. Arun Singla, Advocate, for revisionist.

Mr. Neeraj Januha, Advocate, for,  
Mr. A.S. Sullar, APP for respondent-UT Chandigarh.

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)

The learned counsel for revisionist confines the prayer to the quantum of sentence only.

It comes out that the learned Judicial Magistrate 1<sup>st</sup> Class, Chandigarh, convicted the accused-revisionist under Section 411 IPC and sentenced him to undergo rigorous imprisonment for one year and to pay a fine of Rs. 500/-, in default thereof, to further undergo rigorous imprisonment for seven days, vide judgment of conviction and order of sentence dated 29.1.2015. However, the learned Sessions Judge, Chandigarh, vide judgment dated 5.8.2015, while taking a lenient view, reduced the sentence of rigorous imprisonment for one year, awarded under Section 411 IPC to rigorous imprisonment for six months.

The learned counsel for revisionist prays for further leniency on the ground that revisionist is the first offender.

CRR No. 3625 of 2015 (O/M)

After going through the file and hearing the learned counsels for the parties, I am of the view that in this case the complainant had withdrawn Rs. 5,00,000/- from the bank and kept it in a black bag. The said black bag was stolen from his car when he parked it in front of Best Restaurant, Sector-20, Chandigarh. Revisionist was arrested alongwith a knife from Delhi by Delhi Police. On his disclosure statement, out of Rs. 5,00,000/-, only Rs. 4,00,000/- alongwith black bag and some articles were recovered. It is a serious matter, in which no further reduction in sentence is possible. The learned Sessions Judge, Chandigarh, has already taken a lenient view in sentence. Hence, revision is dismissed. Let revisionist be re-arrested and committed to jail to undergo the remaining part of sentence.

(KULDIP SINGH)  
JUDGE

31.8.2017  
sjks

Whether speaking / reasoned : Yes

Whether Reportable : No