

Revisionist, who was a 10+2 (Science Stream) student, is alleged to have snatched ear rings of complainant Jyoti Sharma, as a result of which, blood started oozing from her ears. The learned Chief Judicial Magistrate, Rewari, convicted the revisionist under Sections 356 and 379 IPC and sentenced him to undergo rigorous imprisonment for one year on each count in addition to fine, vide judgment of conviction dated 23.7.2015 and order of sentence dated 24.7.2015. In default of payment of fine, he was to further undergo simple imprisonment for one month on each count. In appeal, the learned Additional Sessions Judge, Rewari, while taking note of the youthful age of revisionist and the fact that he is a 10+2 (Science Stream) student and has to maintain his aged widowed mother, reduced the sentence on each count from 1 year to 3 weeks on each count,

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whereas the additional fine of Rs. 5,000/- was imposed, vide judgment dated 31.8.2016. Revisionist is stated to have undergone the said sentence. The short prayer made before this Court is to release him on probation.

This prayer was considered by the learned Additional Sessions Judge, Rewari and it was observed that revisionist has committed the crime in a dare-devil manner and that the release of revisionist on probation will give wrong signals to the society. I fully agree with the view taken by the learned Additional Sessions Judge, Rewari. There is no ground to release him on probation keeping in view the manner, in which the crime was committed. Hence, revision is dismissed.

(KULDIP SINGH)
JUDGE

31.10.2017

sjks

Whether speaking / reasoned : Yes

Whether Reportable : No