

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH.
CRR No. 1079 of 2017
DATE OF DECISION: 24.08.2017.

Satish Kumar

....Petitioner

VERSUS

State of Haryana

....Respondent

CORAM : HON'BLE MR. JUSTICE SHEKHER DHAWAN

Present: Mr. Sandeep Kumar Goyat, Advocate, for the petitioner.

Mr. Munish Dev Sharma, AAG, Haryana.

Shekher Dhawan, J. (Oral)

Present revision is against judgment and order dated 15.02.2017 whereby the learned Additional Sessions Judge, Hisar, dismissed the appeal filed by the petitioner(herein) against the judgment of conviction dated 10.08.2016 and order of sentence dated 11.08.2016.

Learned counsel for the petitioner contended that the petitioner had missed out the date. There was actually no reason for him to remain away from the Court more so he has already undergone almost 8 months against total sentence of one year awarded to him for commission of offence under Section 174-A IPC.

Learned State counsel confirms the sentence period already undergone by the petitioner, but submitted that there is no ground for any leniency as petitioner misused the concession of the bail.

Having considered these facts and taking into consideration the fact that prayer of the petitioner is restricted on the quantum of sentence and he is not challenging the judgment of conviction on merits and particularly the fact that the petitioner has already undergone actual sentence of 07 months and 24 days against total awarded sentence of one year, the present petition is accepted to the extent that the sentence awarded to the petitioner is reduced to the period already undergone by him.

August 24, 2017

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Whether speaking/reasoned

Whether reportable

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(SHEKHER DHAWAN)

JUDGE

YES/NO

YES/NO