

IN THE HIGH COURT OF PUNJAB AND HARYANA AT  
CHANDIGARH

*CRR No. 1528 of 2017 (O&M)*  
*Date of Decision: 05.07.2017*

*SAKIR* *...Petitioner*

*VS.*

*STATE OF HARYANA* *...Respondent*

**CORAM:**    **HON'BLE MR. JUSTICE KULDIP SINGH.**

Present:    Mr. Abhimanyu Singh, Advocate,  
                  for the applicant-petitioner.

                  Mr. R.K. Makkad, DAG, Haryana.

                  Mr. Ram Darshan Yadav, Advocate,  
                  for the complainant.

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**KULDIP SINGH, J. (ORAL)**

This is a revision petition against the judgment dated 08.02.2017, passed by the learned Sessions Judge, Palwal, affirming that of the learned Judicial Magistrate 1<sup>st</sup> Class, Hathin dated 01.08.2016, vide which the petitioner has been held guilty for the commission of offences punishable under Sections 279 and 304-A to undergo the sentence as under: -

| <i>Under Section (s)</i> | <i>Sentence awarded</i>                                                             | <i>Imprisonment in default of payment of fine in both the sections</i> |
|--------------------------|-------------------------------------------------------------------------------------|------------------------------------------------------------------------|
| <i>279 IPC</i>           | <i>Rigorous imprisonment for a period of six months alongwith fine of ₹1,000/-.</i> | <i>--</i>                                                              |
| <i>304-A IPC</i>         | <i>Rigorous imprisonment for a period of one year alongwith fine of ₹1,000/-.</i>   | <i>Rigorous imprisonment for a period of one month.</i>                |

However, both the sentences were ordered to run concurrently.

Learned counsel for the petitioner has pressed the present revision petition only on the point of quantum of sentence.

Custody Certificate has been filed in the Court today. The same is taken on record.

The perusal of the custody certificate shows that the petitioner has already undergone 4 months and 28 days including remissions.

It comes out that in this case, one person lost his life. After considering the proved facts and circumstances and the fact that daily lot of lives are being lost in the motor vehicular accidents, I am of the view that there is no ground to reduce the sentence of the petitioner.

In view of the above, the present revision petition stands dismissed.

July 5, 2017  
Suresh Kumar

(KULDIP SINGH)  
JUDGE

|                                    |   |                             |   |                            |
|------------------------------------|---|-----------------------------|---|----------------------------|
| <b>Whether speaking / reasoned</b> | : | <div>✓<br/><b>Yes</b></div> | / | <div><b>No</b><br/>✓</div> |
| <b>Whether Reportable</b>          | : | <b>Yes</b>                  | / | <b>No</b>                  |