

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CRR No. 1669 of 2017 (O/M)
Date of decision : 3.8.2017

Shiv Kumar Revisionist
Versus
Delhi Financial Commissioner Respondent

CORAM : HON'BLE MR. JUSTICE KULDIP SINGH

Present:- Mr. Subhash Kumar, Advocate, for,
Mr. Onkar Rai, Advocate, for revisionist.
Mr. Rajinder Pandey, Advocate, for respondent.

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)

This is revision against the judgment dated 12.4.2017, passed by the learned Additional Sessions Judge, Chandigarh, affirming the judgment of conviction and order of sentence dated 4.11.2015, passed by the learned Judicial Magistrate 1st Class, Chandigarh, vide which in a private complaint case, revisionist was convicted under Section 420 IPC and was sentenced to undergo simple imprisonment for six months and fine of Rs. 1,000/-, in default thereof, to further undergo simple imprisonment for 7 days.

The learned counsel for revisionist does not contest the petition on merits. He has stated that as per the custody certificate dated 24.7.2017, revisionist has already undergone actual sentence of 3 months and 9 days. The prayer is for reduction of sentence.

The perusal of lower Court judgment shows that the allegations against revisionist are that he obtained a loan for auto rickshaw. Later on, said auto rickshaw was found in possession of one Sham Lal.

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Considering the entirety of facts and circumstances, the sentence of simple imprisonment for 6 months, awarded to revisionist, is reduced to simple imprisonment for 4 months, while remaining part of sentence is maintained.

With the abovementioned modification, revision is dismissed.

(KULDIP SINGH)
JUDGE

3.8.2017
sjks

Whether speaking / reasoned : Yes

Whether Reportable : No