

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CRR No. 1737 of 2017 (O/M)
Date of decision : 25.7.2017

Amrik Singh alias Dalla

..... Revisionist

Versus

U.T. of Chandigarh

..... Respondent

CORAM : HON'BLE MR. JUSTICE KULDIP SINGH

Present:- Mr. Simranjeet Singh Sarwara, Advocate, for revisionist.

Mr. Parveen Chauhan, Advocate, for,
Mr. G.D.S. Wasu, Additional P.P.,
for respondent-U.T. of 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)

Custody certificate filed in Court today and the same is taken on record.

Heard.

Revisionist was convicted under Section 411 IPC and was sentenced to undergo rigorous imprisonment for one year in addition to fine by the learned Judicial Magistrate 1st Class, Chandigarh, vide judgment of conviction and order of sentence dated 7.6.2016. The appeal against the said judgment of conviction and order of sentence dated 7.6.2016 was dismissed by the learned Additional Sessions Judge, Chandigarh, vide judgment dated 9.2.2017. There are concurrent findings of two Courts below.

The learned counsel for revisionist presses present revision only on the quantum of sentence. It is stated that revisionist is not a previous convict. Therefore, lenient view may be taken.

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The perusal of custody certificate shows that revisionist has been acquitted in other two cases. However, he has not been convicted in any other case. As per the custody certificate, he has undergone the total sentence of 8 months and 27 days, including remission (as on 24.7.2017).

Keeping in view the entirety of facts and circumstances, the substantive sentence of one year is reduced to the period already undergone by him. He be released, if not required in any other case, on payment of fine, if not already paid.

With the abovenoted modification, revision is dismissed.

(KULDIP SINGH)
JUDGE

25.7.2017

sjks

Whether speaking / reasoned : Yes

Whether Reportable : No