

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CRR 2316-2017 (O&M)
Date of decision: 02.11.2017

Roshni Devi

.....Petitioner

versus

Kusum and another

.....Respondents

CORAM: Hon'ble Mr.Justice Kuldeep Singh

Present: Mr.Surjeet Singh Sodhi, Advocate for the petitioner
Mr.Pawan Garg, AAG Haryana

- 1. Whether Reporters of Local Newspapers may be allowed to see the judgment ?*
- 2. To be referred to the Reporters or not ?*
- 3. Whether the judgment should be reported in the Digest?*

Kuldeep Singh, J. (Oral)

Custody certificate dated 1.11.2017 filed in Court is taken on record.

Heard.

Petitioner is alleged to have taken a loan of Rs.five lakhs from the complainant and issued a cheque bearing No.688443 dated 31.10.2014 amounting to Rs.5,00,000/-, which was dishonoured by the bank for want of sufficient funds. Learned Judicial Magistrate 1st Class, Rohtak vide judgment of conviction and order of sentence dated 17.2.2016 convicted and sentenced the petitioner to undergo simple imprisonment for eight months and also pay 50% of the cheque amount by way of compensation and in default to further undergo simple imprisonment for two months. Appeal against the said judgment was dismissed by the learned Additional Sessions Judge, Rohtak vide judgment dated 25.5.2017.

Revision has been pressed only on the quantum of sentence.

As per Custody certificate, petitioner has already undergone the total sentence of six months and six days, including remissions. Custody certificate further reveals that the petitioner is also convicted in an another case under Section 138 of Negotiable Instruments Act, 1881 and has been sentenced to undergo simple imprisonment for six months.

Considering the fact that the petitioner does not have a clean record and the fact that not even a single penny out of Rs.five lakhs has been paid, I do not find any ground to reduce the sentence.

Resultantly, the present revision petition stands dismissed.

02.11.2017
gk

(Kuldip Singh)
Judge

Whether speaking/ reasoned:	Yes
Whether Reportable:	No