

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CRR 2350-2017 (O&M)
Date of decision: 04.10.2017

Rajesh @ Monu and others

.....Petitioners

versus

State of Haryana

.....Respondent

CORAM: Hon'ble Mr.Justice Kuldip Singh

Present: Mr.Chander Pal Tiwana, Advocate for the petitioners
Mr.Pawan Garg, Assistant Advocate General, 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?*

Kuldip Singh, J. (Oral)

Notice of motion was issued on the quantum of sentence only.

Custody certificates dated 3.10.2017 filed in Court today and the same are taken on record. It shows that petitioner no.1 Rajesh @ Monu has undergone total sentence of 5 months and 24 days including remissions, petitioner no.2 Mahender has undergone total sentence of 6 months and 10 days including remissions and petitioner no.3 Anil @ Nenu has undergone total sentence of 5 months and 18 days including remissions. None of them is previous convict nor any case is pending against them. In this case all the petitioner alleged to have caused five injuries on the person of the complainant with blunt weapon, out of which, injury on the wrist was found to be grievous in nature. Said injury is attributed to petitioner no.1 Rajesh @ Monu.

Considering the facts and circumstances of the case and the fact

that the petitioners are not the previous convicts nor any trial is pending against them, sentence of Rigorous Imprisonment for one year awarded under Section 325 IPC read with Section 34 IPC is hereby reduced to Rigorous Imprisonment for 9 months. Sentence of fine is maintained. Sentence passed under Section 323 IPC read with Section 34 IPC is also maintained.

With above noted modification, present petition stands dismissed.

04.10.2017*gk***(Kuldip Singh)
Judge**

Whether speaking/ reasoned: Yes

Whether Reportable: No