

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CRR No. 2629 of 2017 (O/M)
Date of decision : 7.9.2017

Naveen Kumar

..... Revisionist

Versus

State of Haryana

..... Respondent

CORAM : HON'BLE MR. JUSTICE KULDIP SINGH

Present:- Mr. Sumit Gupta, Advocate, for revisionist.

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)

Impugned in present revision is the judgment dated 23.5.2017, passed by the learned Additional Sessions Judge, Jhajjar, affirming the judgment of conviction dated 22.12.2016 and order of sentence dated 23.12.2016, passed by the learned Judicial Magistrate 1st Class, Jhajjar, vide which revisionist was convicted under Sections 279 and 304-A IPC and was sentenced to undergo rigorous imprisonment for 3 months and fine of Rs. 1,000/- under Section 279 IPC. He was also sentenced to undergo one year rigorous imprisonment and fine of Rs. 2,000/- under Section 304-A IPC. In case of non payment of fine, revisionist was to further undergo simple imprisonment of three months. Both the sentences were directed to run concurrently.

I have heard the learned counsel for revisionist and have also carefully gone through the file.

The perusal of the lower Court judgment shows that the case

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was registered on the statements of eye witnesses Balwan Singh, who was son of the deceased. The deceased was sitting on the weir of fields to take rest. The tractor coming on the katcha path and driven at high speed in rash and negligent manner, ran over him. The accused was named in the FIR and identified on the spot. Though the lower Court doubted the statement of another witness Narender, but the statement of eye witness Balwan Singh was rightly believed. Therefore, there is no illegality or infirmity in the findings recorded by both the Courts below. There is no ground to reduce the sentence also. Hence, revision is dismissed.

(KULDIP SINGH)
JUDGE

7.9.2017

sjks

Whether speaking / reasoned : Yes

Whether Reportable : No