

209

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CRR No. 3064 of 2017 (O/M)

Date of decision : 3.10.2017

Sonu Kumar

..... Revisionist

Versus

State of Punjab

..... Respondent

CORAM : HON'BLE MR. JUSTICE KULDIP SINGH

Present:- Mr. Akashdeep Sethi, Advocate, for revisionist.

Ms. Monika Jalota, DAG Punjab.

Mr. Chiranji Lal, Advocate, for complainant.

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 ?

-. -

-. -

KULDIP SINGH J. (ORAL)

Custody certificate filed in Court today and same is taken on record. The learned counsel for complainant has also appeared. Revision has been pressed on the quantum of sentence only.

Revisionist was convicted under Section 138 of the Negotiable Instruments Act, 1881, by both the Courts below and was sentenced to undergo rigorous imprisonment for one year in addition to fine of Rs. 1,000/-, in default of payment of fine, to further undergo rigorous imprisonment for one month.

As per the custody certificate, revisionist has also been convicted in another case under Section 138 of the Negotiable Instruments Act, 1881. In this case, cheque amount was Rs. 2,60,000/- and nothing has been paid so far.

Considering the entirety of facts and circumstances, the substantive sentence of rigorous imprisonment for one year, awarded under Section 138 of the Negotiable Instruments Act, 1881, is hereby reduced to rigorous imprisonment for ten months.

With the abovenoted modification, revision is dismissed.

(KULDIP SINGH)
JUDGE

3.10.2017

sjks

Whether speaking / reasoned : Yes
Whether Reportable : No