

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CRR 4119-2017 (O&M)
Date of decision: 08.12.2017

GURPREET SINGH AND ANR

.....PetitionerS

versus

STATE OF PUNJAB

.....Respondent

CORAM: Hon'ble Mr.Justice Kuldeep Singh

Present: Mr.Gopal Singh Nahel, Advocate for the petitioners
Ms.Monika Jalota, DAG Punjab

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)

Heard on the quantum of sentence. Custody certificate dated 8.12.2017 in respect of petitioner no.1 filed in Court is taken on record.

The allegations against the present petitioners Gurpreet Singh and Harchand Singh are that in a criminal case pending against one Harpreet Singh they filed applications on 24.10.2010 and 10.9.2016 for exemption from personal appearance before the Court stating that said Harpreet Singh has gone to Madhya Pradesh on his truck. Later on, when his non-bailable warrants were issued for 23.10.2010, it was reported on 29.10.2010 that he has gone abroad several months back. Therefore, they were convicted by learned Chief Judicial Magistrate, Patiala under Section 120-B IPC and sentenced to undergo rigorous imprisonment for one year in addition to fine. Main accused Harpreet Singh was convicted under Section 174-A IPC read with Section 120-B IPC. As per Custody certificate the petitioner Gurpreet

Singh has undergone the total sentence of 1 month and 18 days including remission of 4 days. Petitioners are not the previous convicts nor any other case is pending against them.

Considering the entirety of facts and circumstances, substantive sentence of rigorous imprisonment for one year is reduced to rigorous imprisonment for six months. Remaining part of the sentence is maintained.

With above noted modification, the present petition is dismissed.

08.12.2017
gk

(Kuldip Singh)
Judge

Whether speaking/ reasoned:	Yes
Whether Reportable:	No