

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CRR 4508-2017 (O&M)
Date of decision: 12.12.2017

Kuljit Singh @ Pappan

.....Petitioner

versus

State of Haryana

.....Respondent

CORAM: Hon'ble Mr.Justice Kuldip Singh

Present: Mr.Davender Gors, Advocate for the petitioner
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)

Custody certificate dated 11.12.2017 filed in Court today and the same is taken on record.

Heard on the quantum of sentence only.

As per Custody certificate, the petitioner has undergone the actual sentence of 2 months and 25 days. Petitioner is not the previous convict nor any other case is pending against him. Petitioner has been convicted under Section 457 and 411 IPC and sentenced to undergo Rigorous Imprisonment for two year in addition to the fine on each count. Both the sentences were directed to run concurrently vide judgment of conviction dated 7.2.2015 and order of sentence dated 9.2.2015 passed by learned Judicial Magistrate First Class, Kurukshetra. Appeal was partly accepted by learned Additional Sessions Judge, Kurukshetra vide judgment dated 22.9.2017 by acquitting the accused under Section 457 IPC and

modifying the sentence of 2 years awarded under Section 411 IPC was reduced to sentence of 1 year. Sentence of fine was maintained. Recovery is of some cash and one gold ornaments from the petitioner.

Considering that the petitioner is the first offender, substantive sentence of Rigorous Imprisonment for one year under Section 411 IPC is reduced to Rigorous Imprisonment for six months, while sentence of fine is maintained.

With the above noted modification, the present revision petition is dismissed.

12.12.2017
gk

(Kuldip Singh)
Judge

Whether speaking/ reasoned:	Yes
Whether Reportable:	No