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IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CRR No. 795 of 2017
Date of Decision: 01.06.2017

Gurjinder Singh @ Lovely

.....Petitioner

Vs

State of Punjab

.....Respondent

CORAM: HON'BLE MR. JUSTICE RAJ MOHAN SINGH

Present: Mr. Sant Pal Singh Sidhu, Advocate,
for the petitioner.

Ms. Rimplejeet Kaur, A.A.G., Punjab.

RAJ MOHAN SINGH, J.(Oral)

Petitioner has assailed order dated 14.02.2017, vide which his prayer for suspension of sentence during pendency of first appeal was declined by the Additional Sessions Judge, Moga.

Learned counsel for petitioner submits that the petitioner was tried as a juvenile (conflict with law) and was convicted as such.

The Lower Appellate Court ought not have declined prayer of suspension of sentence by observing that the petitioner has attained majority on the day of disposal of the

application in question.

Having heard the arguments, I am of the view that the impugned order is not sustainable and the same is hereby set aside.

The sentence of imprisonment of the petitioner is directed to be suspended during pendency of first appeal before the Additional Sessions Judge subject to his furnishing adequate bail bonds/ surety bonds to the satisfaction of the Appellate Court.

Disposed of.

June 01, 2017

Apurva

**(RAJ MOHAN SINGH)
JUDGE**

Whether speaking/reasoned : Yes/No

Whether reportable : Yes/No