

**IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH**

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CRA-S No.588-SB of 2018 (O&M)
Date of Decision: May 21st, 2018

Ankit Kumar

...Appellant

Versus

State of Punjab

...Respondent

CORAM: HON'BLE MR. JUSTICE AUGUSTINE GEORGE MASIH

Present: Mr. Rishu Garg, Advocate
for the appellant.

Mr. Kuldeep Singh, Senior Deputy Advocate General, Punjab.

AUGUSTINE GEORGE MASIH, J. (ORAL)

Challenge in this appeal is to the judgment of conviction and order or sentence dated 11.12.2017, whereby the appellant has been convicted and sentenced to undergo rigorous imprisonment for a period of two years and to pay fine of ₹250/- and in default of payment of fine to undergo further rigorous imprisonment for 15 days each for having committed the offence under Sections 21 and 22 of the Narcotic Drugs and Psychotropic Substances Act. Both the sentences have been ordered to run concurrently.

Counsel for the appellant does not press the present appeal on merits. He prays that in the light of the fact that the appellant has already undergone 1 year, 9 months and 27 days of actual sentence out of the total sentence of two years, the sentence be reduced to the period already undergone.

On considering the facts and circumstances of the present case and keeping in view the recovery which has been effected from the appellant with no other case registered or pending against him, this Court is inclined to accept the said prayer of the appellant and, therefore, reduce his

sentence to the period already undergone. However, the sentence qua the fine shall remain intact. Appellant-Ankit Kumar be released forthwith, if not required in any other case.

The appeal stands disposed of accordingly.

May 21st, 2018
Puneet

(AUGUSTINE GEORGE MASIH)
JUDGE

Whether speaking/reasoned:	Yes/No
Whether Reportable:	Yes/No