

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

CRR No.1090 of 2018(O&M)

Date of Decision:16.07.2018

PardeepPetitioner
Vs.

State of HaryanaRespondent

CORAM: HON'BLE MR. JUSTICE SUDHIR MITTAL

Present: Mr.Vijay Sangwan, Advocate for the petitioner.

Mr.M.D.Sharma, AAG, Haryana.

SUDHIR MITTAL J. (ORAL)

Petitioner has been convicted under Section 325 IPC and was sentenced to undergo RI for one year and to pay a fine of Rs.5,000/- and in respect of offence under Section 506 IPC, to pay a fine Rs.2500 and in default of payment of fine to further undergo simple imprisonment of one month.

In appeal, the conviction has been maintained, but sentence under Section 325 IPC has been reduced to six months. Hence, the present revision petition.

Notice of motion was issued regarding quantum of sentence.

Learned counsel for the petitioner submits that the petitioner is a young man of 27 years, having no criminal antecedents and, thus, the quantum of sentence may be reduced to the period already undergone.

On the other hand, learned State counsel submits that there is another case pending against the petitioner.

Learned counsel for the petitioner, however, submits that other criminal case has been registered against him on account of the fact that he married a girl against the consent of her parents and in the said case bail has been granted to

the petitioner by this Court.

In view of the totality of the facts and circumstances of this case, I deem it appropriate to take lenient view against the petitioner as regards quantum of his sentence.

Accordingly, judgment of conviction dated 12.05.2016, passed by J.M.I.C. Narnaul and as upheld vide judgment dated 11.05.2016 by the Session Judge, Narnaul, is affirmed. So far as the order of sentence is concerned, petitioner-Pardeep is sentenced to the period already undergone by him.

With the above modification in the order of sentence, the instant revision petition stands disposed off.

Copy of this judgment be sent to the Court/successor Court of the convicting Magistrate concerned for compliance.

(SUDHIR MITTAL)
JUDGE

16.07.2018
Anjal

Whether speaking/reasoned?	Yes/No
Whether reportable?	Yes/No