

IN THE HIGH COURT OF PUNJAB & HARYANA
AT CHANDIGARH

125

CRR-119-2018(O&M)

Date of Decision: March 16, 2018

Anil @ Kala

.....Petitioner

versus

State of Harayana

.....Respondent

CORAM: HON'BLE MR.JUSTICE SUDHIR MITTAL

Present: Mr. Ram Pal Verma, Advocate
for the petitioner.

Sudhir Mittal, J . (Oral)

The petitioner is in revision against judgment dated 08.12.2017, whereby his appeal against the judgment of conviction dated 25.03.2015 and order of sentence date 27.03.2015 has been rejected.

The petitioner was convicted by the trial Court under section 279, 304-A IPC, and sentenced to undergo RI for one year and fine of Rs.1000/-. Vide impugned order dated 08.12.217, the petitioner's appeal has been dismissed.

Learned counsel for the petitioner has prayed for leniency on the ground that the petitioner is first offender and that he has two minor children. His prayer is that the sentence may be reduced to six months.

I am afraid that I cannot accept the submissions made by learned counsel for the petitioner, as sympathy has no role to play in criminal law. The family of the deceased is suffering on account of rash and negligent driving of the petitioner. On account of alleged difficulties being faced by the family of the

petitioner, the scale cannot be tilted in his favour. Having caused death due to rash and negligent driving, the petitioner is bound to suffer its consequences.

In view of the above, the petition is meritless and is accordingly dismissed.

March 16, 2018
sonia arora

[SUDHIR MITTAL]
JUDGE

Whether speaking/reasoned -	Yes
Whether reportable-	No