

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

CRR-4208-2017(O&M)
Date of Decision:23.02.2018

Harpreet SinghPetitioner

Vs.

State of PunjabRespondent

CRR-4442-2017(O&M)

Sukhwinder SinghPetitioner

Vs.

State of PunjabRespondent

CORAM : HON'BLE MR.JUSTICE AMOL RATTAN SINGH

Present: Mr.D.S.Malwai, Advocate for
for the petitioner (in CRR-4208-2017)

Ms.Anu Garg, Advocate for
for the petitioner (in CRR-4442-2017)

Mr. Bhupender Beniwal, A.A.G., Punjab

AMOL RATTAN SINGH, J. (Oral)

Notice having been issued in these two petitions only on the quantum of sentence, learned State counsel has filed in Court today the custody certificates of both the petitioners in these petitions, showing that out of the 1 year sentences imposed upon each of them, after their conviction for the commission of offences punishable under Sections 457 and 380 IPC, and fines of Rs.500/- each imposed in respect of each offence, with a 'default imprisonment' of one week each, they have undergone 4 months of actual sentence. No other criminal case is seen to be registered against either of the petitioners as per the custody certificates.

A perusal of the judgments of the Courts below shows that taps, pipes and sanitary articles were stolen from the residential and non-residential quarters in the Thermal Plant Complex, Bathinda. Seeing the nature of the offence and further seeing that it was the first offence of both the petitioners, with them already having undergone 4 months of actual custody, out of the 1 year sentence imposed upon each of them, and seeing the fact that they are in their 20s and 30s, I consider it appropriate to reduce the sentences of both the petitioners to the extent of imprisonment already undergone by them in respect of each of the offences that they have been convicted for (all sentences running concurrently). However, the fine imposed for each offence by the learned trial Court, upheld by the learned appellate Court, shall remain unchanged.

Consequently, upon the petitioners paying a fine of Rs.500/- imposed upon each of them, they be released from custody immediately.

A photocopy of this order be placed on the file of the connected case.

February 23, 2018

dharamvir

**(AMOL RATTAN SINGH)
JUDGE**

Whether speaking/reasoned : YES/NO
Whether Reportable : YES/NO