

In the High Court of Punjab and Haryana at Chandigarh

**CRM-M-33607 of 2013
Date of Decision: 20.7.2019**

Bittu @ Harjinder Singh

.....Petitioner

Versus

State of Punjab and others

.....Respondents

CORAM: HON'BLE MR. JUSTICE HARNARESH SINGH GILL

Present: Ms. Gurpal Kaur Dulat, Advocate
Legal Aid Counsel for the petitioner.

Mr. H.S.Sullar, DAG, Punjab.

HARNARESH SINGH GILL, J

This petition is under Section 482 Cr.P.C. with a prayer to this Court to exercise its discretion under Section 427 Cr.P.C. and order the sentences passed against the petitioner in different FIRs to run concurrently so that he would undergo 14 years of imprisonment in respect of all the convictions passed against him by commuting it under Sections 55, 427, 433, 433-A Cr.P.C.

Petitioner Harjinder Singh @ Bittu along with his co-accused Kuldeep @ Krishan Kumar and Raj Kumar @ Raju had faced trial in FIR No. 133 dated 14.10.2002 under Sections 376, 366, 342, 392, 323, 34 IPC. Vide judgment/order dated 18.12.2004, they were convicted and sentenced by the learned Additional Sessions Judge, Bathinda under Sections 366, 376(2)(g), 342, 323, 382, 34 IPC.

Aggrieved of the said judgment and order dated 18.12.2004, the petitioner and the co-accused preferred three separate appeals. Vide order of

even date, the the said three appeals have been dismissed by this Court.

As per the custody certificate, produced by the the State counsel (in CRA-S-615-SB-2005), the petitioner had also been convicted and sentenced in several other FIRs, details of which are as under:-

Sr. No.	FIR number	Date	Section(s)	Police Station
1.	545/1997	N/A	380 IPC	City Dabwali, Sirsa
2.	15/1998	1.2.1998	457, 380 IPC	City Budhlada, Mansa
3.	08/1998	13.1.1998	457, 380 IPC	Bhikhi, Mansa
4.	52/1997	5.9.1997	457, 380 IPC	City Budhlada, Mansa
5.	21/1998	7.1.1998	457, 380 IPC	Kalanwali, Sirsa
6.	577/2002	23.8.2002	457, 380 IPC	City Sirsa, Sirsa
7.	841/1997	8.9.1997	457, 380 IPC	City Sirsa, Sirsa
8.	102/1998	23.1.1998	457, 380 IPC	City Sirsa, Sirsa
9.	39/1998	28.1.1998	457, 380 IPC	City Tohana, Fatehabad
10.	70/1998	5.2.1998	457, 380 IPC	City Fatehabad, Fatehabad
11.	497/1997	4.9.1997	457, 380 IPC	Ratia, Fatehabad
12.	9/1997	3.1.1997	411 IPC	Kalanwali, Sirsa
13.	414/1994	14.11.1994	457, 380, 411 IPC	City Sirsa, Sirsa
14.	343/1994	31.12.1994	457, 380 IPC	City Dabwali, Sirsa
15.	215/2000	16.11.2000	411 IPC	Kalanwali, Sirsa
16.	150/2002	15.9.2002	379 IPC	Kalanwali, Sirsa
17.	25/1995	22.1.1995	411 IPC	City Sirsa, Sirsa
18.	15/1995	16.1.1995	457, 380 IPC	City Sirsa, Sirsa
19.	22/1995	19.1.1995	457, 380 IPC	City Sirsa, Sirsa
20.	12/1995	12.1.1995	25 of the Arms Act	City Sirsa, Sirsa
21.	227/2001	13.5.2001	223, 224, 120-B IPC & 25 of the Arms Act	Kotwali Bathinda, Bathinda
22.	470/2002	8.10.2002	379 IPC	Kotwali Bathinda, Bathinda
23.	174/2002	4.10.2002	392, 411, 34	Lambi, Sri Muktsar Sahib
24.	69/2002	25.10.2002	411 IPC	Mahil Kalan, Barnala
25.	167/2002	2.9.2002	489-B IPC	City-1, Mansa, Mansa

26.	626/2002	18.9.2002	380, 457 IPC	City Sirsa, Sirsa
27.	143/2002	31.10.2002	399, 402, 411, 412 IPC & 25 of the Arms Act	Raman, Bathinda
28.	225/2002	15.10.2002	302, 201, 34 IPC	City Dabwali, Sirsa

From the above, it is clear that the petitioner is a hard-core criminal. He has been involved in many other cases and has also been convicted and sentenced in those case. After taking into consideration the record, the petitioner is not entitled to the relief claimed by him.

The petition is dismissed.

(HARNARESH SINGH GILL)
JUDGE

July 20, 2019
Gurpreet

Whether speaking/reasoned : Yes
Whether reportable : No