

In the High Court of Punjab and Haryana at Chandigarh

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CRR-1673-2008 (O & M)

Date of Decision: August 29, 2019

NARANG SINGH

.....PETITIONER

VERSUS

STATE OF PUNJAB

....RESPONDENT

CORAM: HON'BLE MR. JUSTICE ANUPINDER SINGH GREWAL

Present: Mr. P.S. Bhangu, Advocate
for the petitioner.

Mr. Dhruv Dayal, Senior DAG, Punjab.

ANUPINDER SINGH GREWAL, J (ORAL)

The petitioner has challenged the judgments of the Courts below whereby he has been convicted under Sections 304-A and 279 IPC and sentenced to undergo rigorous imprisonment for a maximum period of two years.

Learned counsel for the petitioner contends that he is not challenging the conviction of the petitioner and would confine his prayer in this petition to the reduction of sentence to the period already undergone. The petitioner has undergone sentence for over 10 months out of the total sentence of two years. The incident took place on 04.02.2001 and the petitioner is facing the agony of protracted criminal proceedings for over 18 years. He was released on bail by the order of this Court on 31.10.2008 and he had resumed professional driving and no untoward incident has taken place thereafter. He is not involved in any other case and is the sole bread winner of his family. He also contends that the amount of ₹17 lacs has been awarded in favour of the

LRs of the deceased by Motor Accident Claims Tribunal, Ropar. The petitioner is ready to pay the reasonable amount as compensation to the LRs of the deceased.

Learned State counsel has filed custody certificate of the petitioner, which indicates that the petitioner has undergone sentence of 10 months and 09 days out of the total sentence of two years.

Heard.

The petitioner had been convicted under Sections 304-A and 279 IPC and sentenced to undergo rigorous imprisonment for a period of two years by the trial Court. The petitioner is facing the agony of protracted criminal proceedings since 2001. He is not involved in any other case. No untoward incident has taken place after the instant case. The petitioner is a professional driver and sole bread winner of his family. The petitioner has undergone sentence of 10 months and 09 days.

It would, therefore, be in the interest of justice, if the sentence of the petitioner is reduced to the period already undergone by him.

Consequently, while maintaining the conviction, the sentence of the petitioner is reduced to the period already undergone by him. The petitioner shall also pay a sum of ₹50,000/- as compensation to the LRs of the deceased.

With this modification, the petition stands disposed of.

(ANUPINDER SINGH GREWAL)
JUDGE

August 29, 2019

A.Kaundal

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