

In the High Court of Punjab and Haryana at Chandigarh

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CRR-1692-2008 (O & M)

Date of Decision: September 05, 2019

RAMESH KUMAR

.....PETITIONER

VERSUS

STATE OF HARYANA

....RESPONDENT

CORAM: HON'BLE MR. JUSTICE ANUPINDER SINGH GREWAL

Present: Mr. Rajinder Mathur, Advocate for the petitioner.

Mr. D.R. Singla, DAG, Haryana.

ANUPINDER SINGH GREWAL, J (ORAL)

The petitioner has challenged the judgments of the Courts below whereby he has been convicted under Sections 420, 468 and 471 IPC and sentenced to undergo imprisonment for a maximum period of three years.

The allegations against the petitioner are that he had tried to obtain a job in the Indian Army by furnishing a matriculation certificate from Haryana School Education Board, Bhiwani. On verification, it was found that the certificate was not issued by the Haryana School Education Board, Bhiwani and consequently a complaint in this regard was filed by the Recruiting Officer, which led to the registration of the case.

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 reduction in the quantum of sentence to the period already undergone. He also contends that the petitioner was not able to secure a job in

the Army and has been working as a labourer. He also contends that the petitioner is facing the agony of protracted criminal proceedings for over two decades. He further contends that ever since the petitioner was released on bail in the year 2008, he is not involved in any other case.

Learned State counsel has referred to the custody certificate dated 23.12.2015 which is on record. It indicates that the petitioner has undergone total sentence of 06 months and 08 days and had been released on bail on 17.11.2008.

Heard.

The petitioner had been convicted under Sections 420, 468 and 471 IPC and sentenced to undergo imprisonment for a maximum period of three years by the trial Court. The petitioner had attempted to secure the job and was not able to derive benefit from the dubious certificate. The petitioner is facing the agony of protracted criminal proceedings for over two decades. There is nothing adverse on record after the petitioner was released on bail. The petitioner has undergone sentence of 06 months and 08 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.

With this modification, the petition stands disposed of.

(ANUPINDER SINGH GREWAL)
JUDGE

September 05, 2019

A.Kaundal

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