

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

778

**CRR-1564-2009 (O&M)
Date of Order:31.10.2019**

Manohar Singh

..Petitioner

Versus

State of Punjab

..Respondent

CORAM: HON'BLE MR. JUSTICE ANIL KSHETARPAL

Present: Mr. A.S.Virk, Advocate, for
Mr. P.S.Thiara, Advocate, for the petitioner.
Mr. SPS Tinna, Addl. A.G.,Punjab

ANIL KSHETARPAL, J(Oral)

With the able assistance of learned Counsel for the parties, this court has gone through the judgments passed by the courts below.

On account of motor vehicular accident which took place on 23.12.2001, Lovroz Singh, a child of 12 years had lost life.

Petitioner was convicted under Sections 279 and 304-A of the Indian Penal Code, sentenced to undergo rigorous imprisonment for a period of 2 years. The aforesaid judgment was affirmed by the court of Sessions. In revision petition, sentence of the petitioner was suspended vide order dated 07.07.2009.

This revision petition has come up for hearing after a period of more than 10 years. As per custody certificate, petitioner has already undergone 4 months and 06 days of actual sentence, whereas he had earned remission of 12 days. As per custody certificate, petitioner is not involved in any other criminal case.

Petitioner has already suffered protracted trial and litigation for a period of more than 17 years. As noticed above, the incident took place in

the year 2001. He has already undergone 4 months and 18 days. Even after conviction, there is no information of involvement of the petitioner in criminal case.

In view thereof, the sentence imposed upon the petitioner is reduced to the period already undergone.

Disposed of accordingly.

October 31, 2019
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(ANIL KSHETARPAL)
JUDGE

Whether speaking/reasoned	: Yes/No
Whether reportable	: Yes/No