

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

CRR No.3329-2009(O&M)

Date of Order:11.09.2019

Shankar Dass

..Petitioner

Versus

State of Haryana

..Respondent

CORAM: HON'BLE MR. JUSTICE ANIL KSHETARPAL

Present: Mr. T.K.Joshi, Advocate, for the petitioner.
Mr. Vikas Chopra, DAG, Haryana

ANIL KSHETARPAL, J(Oral)

Petitioner has filed this revision petition against the judgment of conviction under Section 419/452/506 IPC, sentenced to undergo rigorous imprisonment for a period of 2 years with a fine of Rs.1,000/-, in default of payment of fine, to further undergo imprisonment for a period of one month.

In the appeal, the judgment of conviction and order of sentence was maintained.

The incident took place on 13.02.2003. The petitioner was an employee of Haryana Gramin Kshetrya Bank, Bhiwani and annoyed by his transfer, he entered the house of the Managing Director by impersonating as a postman. He was convicted. Allegations are that he after pushing the Managing Director, entered his bed room at 5.45 AM approximately.

Learned counsel for the petitioner, although, made sincere attempt, however, faced with a difficulty of persuading this court, has come up with an alternative prayer. He submits that the petitioner has already

lost job, his only son has died. Therefore, a lenient view be taken. He submits that the petitioner is a first time offender and victim of the circumstances.

As per the custody certificate, petitioner has undergone 02 months and 15 days of actual sentence, before he was released on bail vide order dated 10.02.2010.

Keeping in view the facts and circumstances of the present case, this Court is of the view that since the petitioner has already suffered protracted criminal prosecution for a period of 16 years and has also undergone 02 months and 15 days of sentence. He has also lost his job and son. Therefore, ends of justice would be met if the sentence awarded is reduced to the period already undergone.

Disposed of accordingly.

11.09.2019
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(ANIL KSHETARPAL)
JUDGE

Whether speaking/reasoned
Whether reportable

: Yes/No
: Yes/No