

IN THE HIGH COURT OF PUNJAB AND HARYANA,
AT CHANDIGARH

806

CRR No.462 of 2009
Decided on : 12.09.2019

Rajesh

... Petitioner

Versus

State of Haryana

.. Respondent

CORAM : HON'BLE MR.JUSTICE ANIL KSHETARPAL

Present : Mr.Amit Singla, Advocate
for the petitioner.

Mr.Vikas Chopra, DAG, Haryana.

Anil Kshetarpal, J. (Oral)

Petitioner was convicted under Section 304-A IPC and sentenced for a period of six months by the Additional Sessions Judge while reducing the sentence of one year awarded by learned Judicial Magistrate.

The accident in question took place on 3.8.1994. Revision petition was admitted. The petitioner was released on bail on 23.3.2009 after noticing that he has undergone actual sentence of two months. This revision petition has come up for hearing after a period of 10 years.

As per custody certificate, the petitioner is not involved in any other criminal case. He is a first time offender. The petitioner has already suffered protracted criminal litigation for a period of 25 years.

Keeping in view the facts of the present case, this Court is of the considered opinion that it would not be appropriate to send the petitioner behind the bars. The petitioner was driving a Matador and had taken the deceased to the hospital, himself.

Keeping in view the aforesaid fact, the ends of justice would be met in reducing the sentence to the period already undergone.

Petition stands disposed of accordingly.

[ANIL KSHETARPAL]
JUDGE

12.09.2019
sd

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