

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

**Crl. Revision No. 1760 of 2015(O&M)
Date of Decision:09.09.2019**

Sarwan Singh

...Petitioner

Versus

State of Punjab

...Respondent

CORAM:- HON'BLE MR. JUSTICE ANIL KSHETARPAL

Present:- None for the petitioner.

Mr. S.P.S. Tinna, Addl. A.G., Punjab

ANIL KSHETARPAL , J .

Although learned counsel for the petitioner is not present, however, with the assistance of learned counsel for the State, this Court has gone through the facts of the case. The petitioner was an accused in FIR No. 80 dated 28.08.2005, registered under Section 420 of the Indian Penal Code and 51,52,63,64 and 68-A of the Copy Right Act, at Police Station Ghanie-Ke-Banager.

Learned counsel for the State further submits that in the aforesaid case, the petitioner has already been acquitted. The present petition is arisen out of proceedings initiated under Section 174-A of the Indian Penal Code (since the accused was declared proclaimed offender, therefore, the present FIR was registered on 27.08.2012). He further states that the petitioner was convicted in FIR under Section 174-A of the Indian Penal Code sentenced to undergo rigorous imprisonment for a period of six months. Appeal filed against the same was also dismissed.

It is undisputed that the petitioner has already been acquitted in the main case. In the present case, the petitioner has undergone one month and eight days. The sentence was suspended on 19.05.2015. Revision has

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come up after four years.

Keeping in view the facts and circumstances of the present case as also the fact that the petitioner has already been acquitted in the main case i.e. FIR No. 80 dated 28.08.2005, the sentence awarded is reduced to the one already undergone.

Disposed of.

09.09.2019
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(ANIL KSHETARPAL)
JUDGE

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