

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

236

CRR No.3121 of 2018 (O&M)
Date of decision : 16.01.2019

Shamsher Singh

..... Petitioner

Versus

State of Punjab

..... Respondent

CORAM : HON'BLE MR.JUSTICE AJAY TEWARI

Present : Mr. D.S.Pheruman, Advocate
for the petitioner.

Ms.Amarjit Kaur Khurana, DAG, Punjab.

AJAY TEWARI, J. (Oral)

This revision has been filed against the concurrent conviction of the petitioner for the commission of offence under Sections 279/337/338/427/304-A IPC in FIR No.90 dated 24.11.2010 registered at Police Station Sadar Nawanshahr.

The sentence awarded to the petitioner is as under:-

Under Section 279 IPC : To undergo RI for a period of two months.

Under Section 337 IPC : To undergo RI for a period of three months.

Under Section 304-A IPC : To undergo RI for a period of two years and to pay a fine of Rs.500/-. In default of payment of fine, he shall further undergo SI for a period of 05 days.

Custody certificate dated 16.01.2019 by way of affidavit of

Iqbal Singh Dhaliwal, PPS, Deputy Superintendent, Central Prison,

Ludhiana on behalf of State has been filed and the same is taken on record.

Copy supplied to the counsel opposite. As per the custody certificate the petitioner has undergone actual sentence of 06 month and 12 days of custody out of the total sentence of 02 years.

Learned counsel for the petitioner has argued that he does not contest this revision on merits but prays that some leniency be shown in the sentence since the petitioner has learnt his lesson and any long incarceration may not have any reformatory effects but may ultimately harden the petitioner.

Learned Deputy Advocate General has also not seriously opposed the prayer for reducing the sentence to whatever this Court may deem it appropriate.

In the circumstances, the revision against the conviction is dismissed but the sentence of the petitioner is reduced to 7 months.

Let him now surrender/be apprehended within a week to undergo the remaining part of the sentence. Ordered accordingly.

Petition stands disposed of.

Since the main case has been decided, the pending criminal miscellaneous application, if any, also stands disposed of.

January 16, 2019
pooja sharma-I

(AJAY TEWARI)
JUDGE

Whether speaking/reasoned - Yes/No

Whether reportable - Yes/No