

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CRM-M-27982-2019

Date of Decision: 18.07.2019

Mukesh Kumar

.....Petitioner

Vs.

State of Haryana

.....Respondent

CORAM: HON'BLE MR. JUSTICE AMOL RATTAN SINGH

Present: Ms. Kanika Ahuja, Advocate,
for the petitioner.

Mr. Surinder Singh, A.A.G., Haryana.

AMOL RATTAN SINGH, J. (ORAL)

This case has been taken up out of turn, on the request of learned counsel for the petitioner, on the ground that the next date of hearing before the appellate Court is fixed for tomorrow.

By this petition, the petitioner seeks a direction to the appellate Court (Additional Sessions Judge, Kurukshetra) to decide the application filed by the petitioner before that Court under Section 389 of the Cr.P.C., seeking suspension of his sentence, he having been convicted for the commission of an offence punishable under Section 392 of the IPC and Section 25 of the Arms Act and sentenced to 03 years rigorous imprisonment by the learned trial Court (in addition to a fine of Rs. 5,000/- having been imposed, which is stated to be paid).

She points to the fact that the said application was filed on 29.11.2018 at the time when the appeal itself was filed before that Court, notice in the application having been issued on that date itself, i.e. 29.11.2018.

The next date of hearing before that Court is stated to be tomorrow,
i.e. 19.07.2019.

That being so, this petition is disposed of with a direction to the
appellate Court (Additional Sessions Judge, Kurukshetra), to take a decision on the
application seeking suspension of sentence of the present petitioner (appellant
before that Court) within a period of one month from today.

July 18, 2019
nitin

(AMOL RATTAN SINGH)
JUDGE

Whether speaking/reasoned
Whether Reportable

Yes
No.