

In the High Court of Punjab and Haryana at Chandigarh

300

CRR-2070-2019 (O & M)

Date of Decision: September 13, 2019

SANJEEV KUMAR AND ANOTHER

.....PETITIONERS

VERSUS

STATE OF HARYANA

....RESPONDENT

CORAM: HON'BLE MR. JUSTICE ANUPINDER SINGH GREWAL

Present: Mr.Rakesh Nehra, Advocate
for the petitioners.

Mr. Kapil Aggarwal, Addl. AG, Haryana.

Mr. Atul Ravish, ADvocate for the complainant.

ANUPINDER SINGH GREWAL, J (ORAL)

The petitioners have challenged the judgments and orders of the Courts below whereby they have been convicted for the offence punishable under Sections 323, 324, 326, 427, 506 read with Section 34 of the Indian Penal Code, 1860 ('IPC' - for short) and have been sentenced to undergo rigorous imprisonment for a period of one year.

Learned counsel for the petitioners contends that the incident is the outcome of a sudden quarrel between the petitioners and their first cousin. He also contends that the injuries are on the non-vital part of the body and the injury for which offence under Section 326 IPC has been invoked is on the little finger of the hand of the complainant. He also contends that the matter has been compromised. He further contends that the petitioners have undergone the sentence of imprisonment of 25 days. He prays for reduction of the sentence of imprisonment to the period already undergone by the petitioners.

Learned counsel for the complainant states that the matter has indeed been compromised and he has no objection if the sentence of the petitioners is reduced to the period already undergone by them.

Learned State counsel has filed the custody certificate which is taken on record. It indicates that the petitioners have undergone total sentence of imprisonment of 25 days out of one year.

Heard.

The incident is outcome of sudden quarrel between relatives. The injuries are on non-vital parts of the body. The matter has been compromised. They are residing amicably. The injury for which offence under Section 326 IPC has been invoked is on the little finger of the hand of the complainant.

It would, therefore, be in the interest of justice, if the sentence of the petitioners is reduced to the period already undergone by them.

Consequently, while maintaining the conviction, the sentence of the petitioners is reduced to the period already undergone by them. They shall be released from custody, if not required in any other case.

With this modification, the petition stands disposed of.

(ANUPINDER SINGH GREWAL)
JUDGE

September 13, 2019

A.Kaundal

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