

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

**Criminal Revision No.5068 of 2018 (O & M)
Date of Decision:-13.02.2019**

Amritpal Singh

...Petitioner

Versus

State of Punjab and another

...Respondents

CORAM:- HON'BLE MR. JUSTICE MANOJ BAJAJ

Present:- Mr. Prejit S. Hundal, Advocate
for the petitioner.

Mr. Harsimar Singh Sitta, AAG, Punjab.

MANOJ BAJAJ J.(Oral)

Petitioner/complainant Amritpal Singh has filed the present revision petition challenging the impugned judgment dated 29.8.2018 passed by the Additional Sessions Judge, Fatehgarh Sahib, whereby respondent No.2 has been released on probation.

In the impugned judgment, the Additional Sessions Judge, Fatehgarh Sahib has observed as under :-

“Impugned judgment of conviction has not been challenged by appellant Rajesh Kumar, as is clear from the statement suffered by him and his learned counsel. His only prayer in the case in hand, is that he may be given concession of probation. Perusal of record of the case in hand shows that appellant has been facing pangs

of this case and earlier litigation since last about twelve years and he has already suffered a lot. Appellant and his learned counsel submitted that the appellant is the only earning member of his entire family. That if he is sent behind the bars, it would destroy the future of his family and would cause irreparable loss to the whole family. That it is a most deserving case, where benefit of probation should be extended to the appellant, as he is repentant over what he has done and now he wants to start a new life of a lawful citizen. In view of these facts and circumstances, coupled with the nature of offence covered under Sections 193, 199, 200 of IPC, this Court is of the view that it is a fit case in which benefit of probation should be given to the appellant.”

A perusal of the above observation of the Appellate Court reveals that the concession of probation has been extended to the convict on sound judicial principles.

Therefore, no case is made out for interference in the impugned judgment dated 29.8.2018 passed by the Appellate Court, Fatehgarh Sahib.

Dismissed.

February 13, 2019
Vijay Asija

(MANOJ BAJAJ)
JUDGE

Whether speaking/reasoned
Whether Reportable

Yes / No
Yes / No