

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

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CRR-527-2020 (O&M)

Date of Decision: 01.12.2021

Baldev Singh ...Petitioner

Versus

State of Punjab ...Respondent

CORAM: HON'BLE MR. JUSTICE GURVINDER SINGH GILL

Present: Ms. Sukhpreet Kaur, Advocate, for the petitioner.

Mr. Ajay Pal Singh Gill, DAG, Punjab.

GURVINDER SINGH GILL, J. (Oral)

1. The petitioner has approached this court challenging judgment dated 07.01.2020 passed by learned Sessions Judge, Fatehgarh Sahib, whereby an appeal filed by the petitioner against judgment of conviction and order of sentence dated 23.07.2014 passed by learned Judicial Magistrate 1st Class, Fatehgarh Sahib, has been partly modified and the sentence awarded to the petitioner under Section 304-A IPC has been reduced from 2 years to 1 year while conviction under Sections 283/304-A/337 IPC stands upheld.
2. Today, at the very outset, learned counsel for the petitioner has submitted that she does not challenge the findings as regards conviction and restricts her submission to reduction of sentence only.

3. In view of the aforesaid submission and also keeping in view that the findings as regards the conviction recorded by the Courts below cannot be said to be perverse in any manner and have been recorded after due appreciation of the evidence on record, the conviction of the petitioner for offence under Sections 283/304-A/337 IPC is upheld. However, as far as the sentence imposed upon the petitioner is concerned, this Court finds that there is some room for reduction of sentence particularly keeping in view the fact that he is not a previous convict. Since, the petitioner is stated to have undergone 8 months & 19 days including remissions out of the imposed sentence of 1 year, the sentence as imposed upon the petitioner is reduced to the one already undergone. The fine shall, however, remain unaltered.
4. The revision petition stands disposed of to the limited extent as indicated above as regards the quantum of sentence.

01.12.2021
Vimal

(GURVINDER SINGH GILL)
JUDGE

Whether speaking/reasoned: **Yes/No**
Whether reportable: **Yes/No**