

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

219

CRR-2196-2019 (O&M)

Date of Decision: 10.12.2021

Mulak Raj ...Petitioner

Versus

State of Haryana & another ...Respondents

CORAM: HON'BLE MR. JUSTICE GURVINDER SINGH GILL

Present: Mr. G.S.Duhan, Advocate, for the petitioner.

Mr. Rajiv Sidhu, DAG, Haryana.

Mr. Sanjiv K. Aggarwal, Advocate, for respondent No.2.

GURVINDER SINGH GILL, J. (Oral)

1. The petitioner has approached this court challenging judgment dated 22.08.2019 passed by learned Additional Sessions Judge, Ambala, whereby an appeal filed by the petitioner against judgment of conviction and order of sentence dated 30.01.2017 and 31.01.2017 respectively passed by learned Judicial Magistrate 1st Class, Ambala, has been dismissed and conviction of the petitioner for an offence punishable under Section 420 IPC has been upheld.
2. Today, at the very outset, learned counsel for the petitioner has submitted that he does not challenge the findings as regards conviction and restricts his 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 evidence on record, the conviction of the petitioner for offence under Section 420 IPC is upheld. However, as far as the sentence imposed upon the petitioner is concerned, this Court finds that although the petitioner is stated to be involved in one more case, which is still pending, but there is some room for reduction of sentence particularly keeping in view the age of the petitioner, who is stated to be about 72 years. Since, the petitioner is stated to have undergone 1 year, 5 months & 6 days including remissions out of the imposed sentence of 2 years, 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.

10.12.2021
Vimal

(GURVINDER SINGH GILL)
JUDGE

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