

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

230

**CRR-3353-2019 (O&M)
Decided on : 07.02.2022**

Satnam Singh alias Laddi

... Petitioner(s)

Versus

State of Punjab

... Respondent(s)

CORAM: HON'BLE MRS. JUSTICE MANJARI NEHRU KAUL

(Through Video Conferencing)

PRESENT: Mr. Sanjeev Manhas, Advocate
for the petitioner(s).

Mr. Luvinder Sofat, AAG, Punjab.

MANJARI NEHRU KAUL, J. (Oral)

The instant revision petition has been preferred against the judgment and order of sentence dated 05.07.2018, passed by learned Judicial Magistrate 1st Class, Jagraon, which was then impugned before the learned Addl. Sessions Judge, Ludhiana, who upheld the same vide judgment of conviction and order dated 30.10.2019. The accused-petitioner was sentenced as under:

Name of Convict	Offence	Period of sentence	Fine imposed	Period of sentence in default of payment of fine
Satnam Singh @ Laddi	451 IPC	Rigorous Imprisonment (RI) for 02 years	₹ 1000/-	RI for 15 days
	354 IPC	Rigorous Imprisonment (RI) for 02 years	₹ 1000/-	RI for 15 days
	506 IPC	Rigorous Imprisonment (RI) for 02 years	₹ 1000/-	RI for 15 days

All the sentences were ordered to run concurrently.

2. Learned counsel for the petitioner, at the very outset, has fairly submitted that in view of the findings of fact recorded by the Courts below, he would not press the instant revision petition on merits and would instead restrict his prayer only *qua* the sentence only. Learned counsel has submitted that the occurrence in question pertains to the year 2014 and the petitioner has thus, faced the agony of protracted trial for almost 07 years. He has further submitted that during the pendency of the present revision petition, the petitioner has been fastened with many liabilities. Hence, a lenient view be taken by reducing the sentence to already undergone.

3. The learned State counsel has filed the custody certificate dated 07th February, 2022, of the petitioner, in Court today. Same is taken on record, subject to all just exceptions. As per the custody certificate, the petitioner has undergone the actual sentence of 01 year 05 months and 05 days, out of the substantive sentence awarded to him under Sections 451, 354, 506 of IPC.

4. I have heard learned counsel for the parties besides going through the evidence and other material available on record.

5. Keeping in view the facts and circumstances and the submissions made by learned counsel for the petitioner, I am of the considered view that ends of justice shall be adequately met, if while maintaining the conviction of the accused-petitioner, his substantive sentence of 02 years is reduced to the period of sentence already undergone by him in the present case. However, the fine imposed upon the accused-petitioner is enhanced from ₹ 1000/- to ₹ 2000/- awarded under Section 451 IPC, ₹ 1000/- to ₹ 2000/- awarded under Section 354 IPC and ₹

1000/- to ₹ 2000/- awarded under Section 506 IPC, which shall be deposited by him within a period of one month from the date of receipt of certified copy of this order. It is made clear that in case of non-deposit of the aforementioned fine, the benefit of reduction of sentence shall not accrue to the petitioner.

6. With these modifications, the present appeal is disposed of.

(MANJARI NEHRU KAUL)
JUDGE

February 07, 2022

J.Ram

Whether speaking/reasoned: Yes/No

Whether Reportable: Yes/No