

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

CRR No.404 of 2021 (O&M)

Date of Decision: February 22, 2023

Sanjay Kumar ...Petitioner

Versus

State of Haryana ...Respondent

CORAM: HON'BLE MR. JUSTICE DEEPAK GUPTA

Present:- Mr. Rahul Jaswal, Advocate for the petitioner.

Mr. Parveen Kumar Aggarwal, DAG, Haryana.

DEEPAK GUPTA, J.(Oral)

In case arising out of FIR No.184 dated 28.02.2019 registered at Police Station City, Panipat, petitioner has been convicted under Section 174-A IPC vide judgment dated 09.10.2019. Vide separate order of the even date, petitioner was directed to be released on probation under Section 3 of the Probation of Offenders Act (for short, 'the Act') for a period of six months on furnishing probation bonds but at the same time, he was also directed to pay fine of ₹1,000/- under Section 4 of the Act. Appeal filed by the petitioner was dismissed by learned Sessions Judge, Panipat vide order dated 23.02.2021.

A short prayer made in this petition is that though the petitioner has been granted the benefit of probation, but it should not affect his service, as per Section 12 of the Act. The impugned order of sentence is hereby modified to the extent that the releasing of petitioner on probation after recording the conviction under Section 174-A IPC of

the petitioner shall not be a disqualification for him in any service matter
as per Section 12 of the Act.

Disposed of.

February 22, 2023
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(DEEPAK GUPTA)
JUDGE

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