

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

CRR No.3463 of 2019

Date of Decision: February 21, 2023

Jaswant Singh ...Petitioner
Versus
Joginder Singh and another ...Respondents

CORAM: HON'BLE MR. JUSTICE DEEPAK GUPTA

Present:- Mr. Neeraj Madaan, Advocate for the petitioner.
Mr. R.S. Bhatta, Advocate for respondent No.1.
Mr. P.S. Pandher, AAG, Punjab.

DEEPAK GUPTA, J.(Oral)

Appellant was convicted under Section 138 of the Negotiable Instruments Act and sentenced to undergo rigorous imprisonment for one and half years and fine of ₹4,000/- with default sentence vide judgment of trial Court dated 19.08.2017. The appeal preferred by him was dismissed by learned Additional Sessions Judge, Fazilka vide order dated 03.10.2019. Appellant has then filed the present revision.

Today, it is stated by learned counsel for the petitioner that he withdraws the appeal as far as the judgment of conviction is concerned and confines his prayer only qua the order of sentence.

Attention is drawn towards order dated 10.12.2021 passed by this Court in which it was observed that petitioner had already undergone the sentence of more than one year and three months out of the total sentence of one and half years. Fine was already paid before the trial Court.

In view of the statement made by learned counsel for the petitioner, the petition against the impugned judgments of conviction stands dismissed as withdrawn.

As far as the order of sentence is concerned, the same is hereby modified. Petitioner is sentenced to the period already undergone by him.

Disposed of.

February 21, 2023
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(DEEPAK GUPTA)
JUDGE

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