

STATE OF HARYANA VS. KULDEEP SINGH AND ANR.

Present: Mr. Pardeep Prakash Chahar, Sr. DAG, Haryana.

Mr. Hemant Bassi, Advocate
for respondent No. 1.

Order on quantum of Sentence:-

1. In compliance of the verdict passed by this Court on 21.8.2024, accused-convict Kuldeep Singh-respondent No. 1 is produced today in custody of SI Naresh Kumar for his being heard on the quantum of sentence.

2. Since the convict has been found guilty of committing offences punishable under Sections 498-A and 304-B IPC, thereupon, when the substantive sentence of imprisonment as imposable, upon him under Section 304-B IPC, is declared to be not less than seven years, but which may extend upto imprisonment for life.

3. However, the convict-respondent No. 1 submits that since he is aged about 47 years, and, has undergone the agony of a protracted trial commencing from the year 1999 and lasting upto the year 2024, thereupon the substantive sentence of imprisonment to be imposed upon him, be considered to be made lasting upto a term not less than seven years.

4. The above made submission appeals to the judicial conscience of this Court. Consequently, for ensuring that the ends of justice is sub-served, besides victimology is also subserved, thereupon this Court imposes upon the convict-respondent No. 1, the substantive sentence of rigorous imprisonment lasting upto the term of seven years,

for commission of an offence punishable under Section 304-B IPC.

Moreover, he is also sentenced to undergo rigorous imprisonment for a term lasting upto three years for the commission of an offence punishable under Section 498-A IPC. Furthermore, the convict-respondent is also sentenced of pay a fine, comprised in a sum of Rs. 50,000/-, in respect of the above offence. In default of payment of fine, he is sentenced to further undergo rigorous imprisonment for a period of three months.

7. On realization of the fine amount(s) (supra), the same shall equally disbursed to the LRs of the deceased.

8. Both the sentences shall run concurrently. The period spent in prison by the convict, thus during investigation or trial, are, in terms of Section 428 of Cr.P.C., thus, ordered to be set off from the above imposed substantive sentence(s) of imprisonment, upon, the convict.

6. The Registry of this Court, is accordingly, directed to prepare committal warrants, for therebys, the present accused/convict being lodged in Central Jail, Hissar-I.

7. Moreover, a copy of the verdict passed by this Court on 14.08.2024 along with a copy of the order of sentence passed today by this Court, be forthwith, but free of cost, be supplied, to the present accused/convict i.e. respondent No. 1.

(SURESHWAR THAKUR)
JUDGE

(SUDEEPTI SHARMA)
JUDGE

August 29, 2024
Gurpreet