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IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CRR-502-2024 (O&M)
DECIDED ON: 27.09.2024

RAVINDER PAL SINGH @ GURPREET SINGH @ KULJIT SINGH

.....PETITIONER

VERSUS

STATE OF HARYANA

.....RESPONDENT

CORAM: HON'BLE MR. JUSTICE SANDEEP MOUDGIL.

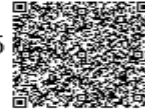
Present: Mr. Kamal Chaudhary, Advocate
for the petitioner.

Mr. Baljinder Singh Virk, Sr. DAG, Haryana.

SANDEEP MOUDGIL, J (ORAL)

1. The petitioner has challenged the judgment of conviction dated 29.09.2018 and order of sentence dated 01.10.2018, passed by the learned Addl. Chief Judicial Magistrate, Faridabad whereby he was convicted and sentenced as under:

Offence	Sentence	In default of fine
Section 420 IPC	To undergo RI for a period of two years along-with fine to the tune of Rs.500/-.	To further undergo SI for a period of three months.
Section 467 IPC	To undergo RI for a period of two years along-with fine to the tune of Rs.500/-.	To further undergo SI for a period of three months.
Section 468 IPC	To undergo RI for a period of two years along-with fine to the tune of Rs.500/-.	To further undergo SI for a period of three months.
Section 471 IPC	To undergo RI for a period of two years.	
Section 170 IPC	To undergo RI for a period of six months	



2. The appeal preferred by the petitioner to challenge his conviction was dismissed by the learned Additional Sessions Judge, Faridabad vide judgment dated 20.02.2024.

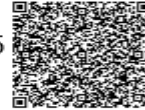
4. At the outset, the learned counsel for the petitioner concedes that, given the concurrent findings of fact recorded by both the trial Court and the learned Appellate Court, he will not press the petition on merits. Instead, he seeks to confine his prayer to a reduction in the quantum of the sentence. It is submitted that the incident dates back to the year of 2013, and the petitioner has endured prolonged criminal proceedings for almost 10 years. Furthermore, it is emphasized that the petitioner has led disciplined, law-abiding lives since the incident and has not been involved in any other criminal case.

5. In light of these circumstances, a prayer has been made for leniency, with a plea to reduce the sentence imposed by the trial Court to the period already undergone by the petitioner. It is argued that sending the petitioner back to prison at this stage would serve no meaningful purpose.

6. The learned State counsel has not disputed that since the occurrence in 2013, the petitioner has maintained good conduct and has not been involved in any other criminal activities. Learned State counsel has also placed on record the custody certificate today in Court, which also do not reflect the involvement of the petitioner in any other criminal case.

7. I have heard learned counsel for the parties and perused the relevant material on record.

8. In view of the fact that the occurrence in question occurred in the year 2013, and as it is undisputed by the learned counsel for the State that the petitioner has not been involved in any subsequent criminal activity and has



indeed been leading law-abiding lives, this Court does not deem it appropriate to incarcerate him at this stage. Thus, this court is of the considered view that a chance be given to the appellant to reform & improve himself; to become a good citizen; and to lead a peaceful & harmonious life. Moreover, it is clear that the petitioner has now been burdened with numerous liabilities.

9. Taking into consideration the above narrated discussion as well as the fact that the petitioner has not challenged his conviction on merits, while affirming his conviction, the order of sentence is modified to the extent to the period already undergone by him with no change in fine clause.

10. With the aforesaid modification in the quantum of sentence, the present petition stands disposed off.

11 The petitioner is ordered to be released forthwith in case he is not required in any other case.

12 Pending criminal misc. application, if any shall also disposed off.

27.09.2024

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(SANDEEP MOUDGIL)
JUDGE

Whether speaking/reasoned : Yes/No

Whether reportable : Yes/No