

2024:PHHC:104684



IN THE HIGH COURT FOR THE STATES OF PUNJAB AND  
HARYANA AT CHANDIGARH

252 (3 cases)

1. CRR-4223-2014 (O&M)

Satti alias Sattu ...Petitioner

Versus

State of Punjab ...Respondent

2. CRR-4259-2014 (O&M)

Karamjit alias Laddu

Versus

State of Punjab ...Respondent

3. CRR-453-2015 (O&M)

Raju

Versus

State of Punjab ...Respondent

Date of decision : 13.08.2024

CORAM: HON'BLE MRS. JUSTICE MANISHA BATRA

Present:- Mr. R. S. Sekhon, Advocate  
for the petitioner(s) in CRR-4223-2014 and CRR-453-2015.

Mr. Mandeep Singh Sodhi, Advocate  
for the petitioner in CRR-4259-2014.

Mr. A. S. Samra, AAG, Punjab.

MANISHA BATRA, J. (Oral)

1. The present revision petitions have been filed against the  
judgment of conviction dated 20.03.2013 and order on quantum of sentence of

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the even date, passed by the Court of learned Additional Chief Judicial Magistrate, Ferozpur in case arising out of the FIR No. 160 dated 25.06.2006, registered under Section 429 of IPC and Section 8 of the Cow Slaughter Act at Police Station Sadar Ferozpur, whereby the petitioners were held guilty for commission of aforementioned offences and were sentenced to undergo rigorous imprisonment for a period of 02 years with default clause of fine; as well as against the judgment dated 28.11.2014, whereby the appeal of the petitioners had been dismissed by the Court of learned Additional Sessions Judge, Ferozpur.

2. Learned counsels for the petitioners have made a statement so as to withdraw the present revision against the judgment of conviction, passed by the trial Court, as well as the judgment passed by the appellate Court. Learned counsels for the petitioners have confined their prayer against the order on quantum of sentence only. It is submitted that petitioners are not the previous convicts nor any other case is pending against them and so looking into these circumstances, the petitioners may be sentenced for the period already undergone by them.

3. Learned State Counsel has no serious objection to the aforesaid prayer. A perusal of the previous orders shows that the sentence of petitioner Satti @ Sattu was suspended on 09.08.2016 keeping in view the fact that he had already undergone a period of 07 months and 08 days out of the total sentence of 02 years awarded by the trial Court and similarly, the sentence of petitioner Raju was suspended on 04.08.2015 as he had also undergone substance period of his sentence i.e. 09 months and 18 days, whereas the

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sentence of petitioner Karamjit @ Laddu was suspended on 04.08.2015 as he had undergone incarceration for a period of 07 months and 14 days.

4. After hearing the counsel for the parties, I uphold the judgments of conviction passed by the Courts below as the same are based on appreciation of prosecution evidence, proving guilt of the petitioners. However, considering the fact that the petitioners have faced the agony of protracted trial and they have already undergone substantive period of their sentence as mentioned above and are not involved in any other case, which shows that they have improved their character and have joined the mainstream of the society, the order on quantum of sentence dated 20.03.2013 is modified to the extent that the same is reduced to the period already undergone by them. However, the fine imposed upon the petitioners is upheld. Petitions stand disposed of.

5. The personal/surety bonds of the petitioners be discharged subject to their depositing the fine as imposed by the trial Court. A copy of this be sent to concerned Court.

6. Let a photocopy of this order be placed on the file of the connected cases.

13.08.2024

Waseem Ansari

(MANISHA BATRA)  
JUDGE

Whether speaking/reasoned

Yes/No

Whether reportable

Yes/No