



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

115 (02 cases)

1. CRR-67-2025 (O&M)

Kulwinder Kaur ...Petitioner

Versus

State of Punjab ...Respondent

2. CRR-78-2025 (O&M)

Nirmala Rani ...Petitioner

Versus

State of Punjab ...Respondent

Date of decision : 01.05.2025

CORAM: HON'BLE MRS. JUSTICE MANISHA BATRA

Present:- Dr. Govinder Singh Brar, Advocate
for the petitioners.

Ms. Sakshi Bakshi, AAG, Punjab.

MANISHA BATRA, J. (Oral)

1. This common order shall dispose of above mentioned two petitions as they arise out of the same FIR and lay challenge to the same judgments, passed by the Courts below.
2. The present revision petitions have been filed against the judgment of conviction and order on quantum of sentence, both dated 17.09.2019, passed by the Court of learned Additional Chief Judicial Magistrate, Faridkot in criminal case titled as *State vs. Kulwinder Kaur and another*, arising out of the FIR No. 107 dated 06.09.2015, registered under Sections 420 and 34 of IPC at Police Station Sadar Faridkot, District Faridkot, whereby the petitioners were held guilty for commission of offence punishable under Section 420 read with

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Section 120-B of the IPC and were sentenced to undergo rigorous imprisonment for maximum 02 years with default clause of fine; as well as against the judgment dated 13.12.2024, whereby the appeals of the petitioners had been dismissed by the Court of learned Sessions Judge, Faridkot.

2. Today, learned counsel for the petitioners has made a statement so as not to press the present revision petitions against the judgment of conviction, passed by the learned trial Court, as well as the judgment passed by the learned appellate Court. Learned counsel confines his prayer against the order of sentence only and submits that since the petitioners have already undergone substantive portion of their sentence, therefore, their remaining sentence may be reduced to the period already undergone by them.

3. Learned State Counsel has no serious objection to the aforesaid prayer. She has filed custody certificates, as per which, the petitioners have already undergone actual sentence of 04 month and 17 days out of total sentence of 02 years as awarded by the learned trial Court and upheld by the learned appellate Court.

4. After hearing learned 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 actual sentence 04 month and 17 days, the order on quantum of sentence dated 17.09.2019 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.

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- 5. The petitioners are directed to be released from custody forthwith on depositing fine as imposed by the learned trial Court, if previously not deposited. Their personal/surety bonds be discharged accordingly.
- 6. Let a copy of this order be sent forthwith to Jail Superintendent as well as the Court concerned for compliance.
- 7. Since the main petitions stand disposed of, pending application, if any, shall also be treated as disposed of.
- 8. Let a photocopy of this order be placed on the file of the connect case.

01.05.2025

Waseem Ansari

(MANISHA BATRA)
JUDGE

Whether speaking/reasoned

Yes/No

Whether reportable

Yes/No