

CRA-S-206- SB-2012 (O & M)

2025:PHHC:094172



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**IN THE HIGH COURT OF PUNJAB AND HARYANA AT  
CHANDIGARH**  
(245)

**CRA-S-206-SB-2012 (O&M)**  
**Date of Decision:28.07.2025**

Rajo @ Raj Kaur

... .Appellant

Versus

State of Punjab

. ..Respondents

**CORAM: HON'BLE MR. JUSTICE JASJIT SINGH BEDI**

Present: Mr. Dinesh Maurya, Advocate,  
for the appellant.

Mr. Gaurav Kathuria, DAG, Punjab.

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**JASJIT SINGH BEDI, J.**

The present appeal has been filed impugning the judgment dated 03.01.2012 passed by the Judge, Special Court, Patiala, whereby the accused-appellant came to be convicted under Section 15 of the Narcotic Drugs and Psychotropic Substances Act and was sentenced to undergo rigorous imprisonment for a period of 04 months and to pay a fine of Rs.1000/- and in default of payment of fine to further undergo rigorous imprisonment for a period of one month.



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2. The FIR in the present case came to be registered on 18.12.2008. The judgment of conviction and order of sentence was passed on 03.01.2012. This appeal was filed on 13.01.2012 and has come up for final hearing now i.e. after a period of 17 years having elapsed from the date of the registration of the FIR.

3. The learned counsel for the accused-appellant, at the very outset, submits that he does not wish to challenge the conviction of the appellant and prays that as she is the lady of the age of more than 72 years, therefore, her sentence be reduced to the period already undergone by her.

4. The learned counsel for the State, on the other hand, has placed on record a custody certificate dated 27.07.2025 of the accused-appellant as per which she has undergone actual sentence of 02 months and 10 days out of her substantive sentence of 04 months. He contends that the nature of allegations levelled against the accused-appellant does not entitle her to the reduction of sentence. He, however, concedes that the appellant is of the age of more than 72 years.

5. I have heard the learned counsel for the parties.

6. The prosecution case is clear and cogent regarding how the recovery came to be effected from the accused-appellant. Further, the appellant has not challenged her conviction. Therefore, I find no merit in the present appeal and the same stands dismissed.

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7. However, given the fact that the appellant is of the age of more than 72 years and is a first time offender, her sentence is reduced to the period already undergone by her. However, the sentence of payment of fine and sentence in default of payment of fine shall remain intact.

**(JASJIT SINGH BEDI)**  
**JUDGE**

**July 28, 2024**  
sukhpreet

Whether speaking/reasoned:- Yes/No

Whether reportable:- Yes/No