



253 **IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH**

**CRR-502-2025 (O&M)
DECIDED ON: 02.07.2025**

SUKHWINDER SINGH

.....PETITIONER

VERSUS

STATE OF PUNJAB

...RESPONDENT

CORAM: HON'BLE MR. JUSTICE SANDEEP MOUDGIL.

Present: Mr. Gurmeet Singh, Advocate for the petitioner.
 Mr. Akhil Kamra, AAG, Punjab.

SANDEEP MOUDGIL, J (ORAL)

1. The present petition has been filed against the judgment and order dated 06.03.2017, passed by the learned Additional CJM, Hoshiarpur, whereby the petitioner has been convicted for the commission of offence under Section 420 IPC, as well as judgment dated 31.01.2025, passed by the learned Sessions Judge, Hoshiarpur, whereby appeal of the present petitioner has been dismissed.

2. Short reply dated 01.07.2025 by way of affidavit of Dev Dutt Sharma, PPS, Deputy Superintendent of Police, Sub Division City, District Hoshiarpur has been filed by learned State Counsel, the same is taken on record. Copy of the same has been furnished to the counsel opposite.

3. At the very outset, learned counsel for the petitioner contends that he does not want to challenge the conviction of the petitioner on merits. However, he submits that in view of the circumstances of the case, the sentence awarded by the trial Court is on higher side.

4. Here it would be pertinent to mention that the petitioner did not challenge their conviction on merits and only confined his relief qua quantum of sentence. This Court has also scrutinized the impugned judgment as well as the



relevant documents/evidence and is of the considered view that there is no scope for any interference in impugned judgment as far as the conviction of the petitioner is concerned. As such, the conviction of the petitioner is upheld.

5. As far as quantum of sentence is concerned, there are mitigating circumstances to take a lenient view in the matter of sentence awarded by the trial court. The petitioner has undergone the actual sentence of 6 months and 29 days out of total substantive sentence of 3 years and 6 months as of now, as per the custody certificate of the petitioner filed by learned State counsel in Court today. Thus, this court is of the considered view that a chance be given to the petitioner to reform & improve themselves; to become a good citizen; and to lead a peaceful & harmonious life.

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

7. With the aforesaid modification in the quantum of sentence, the present revision petition stands dismissed.

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

9. The pending criminal misc. applications stands disposed off, as having been rendered infructuous.

02.07.2025
anuradha

(SANDEEP MOUDGIL)
JUDGE

Whether speaking/reasoned : Yes/No

Whether reportable : Yes/No