



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

122

CRR-1584-2025 (O&M)

Date of decision: 03.07.2025

RAM MILAN

...Petitioner

VERSUS

STATE OF PUNJAB

...Respondent

CORAM : HON'BLE MR. JUSTICE SANDEEP MOUDGIL

Present: Mr. Atul Goyal, Advocate for the petitioner.

SANDEEP MOUDGIL, J.(ORAL)

1. The present petition has been filed against the judgment and order dated 05.01.2019, passed by the learned Judicial Magistrate Ist Class, Ludhiana, whereby the petitioner has been convicted for the commission of offence under Section 61 (1) proviso (VI) of Punjab Excise Act, as well as judgment dated 12.05.2025, passed by the learned Additional Sessions Judge, Ludhiana, whereby appeal of the present petitioner has been dismissed.
2. Notice of motion.
3. Mr. Jastej Singh, Additional A.G., Punjab accepts notice on behalf of the respondent-State and has produced the custody certificate of the petitioner, which is taken on record.
4. 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.
5. Here it would be pertinent to mention that the petitioner did not challenge his 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.

6. 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 01 month and 30 days out of total substantive sentence of 01 year 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.

7. 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.

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

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

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

(SANDEEP MOUDGIL)
JUDGE

03.07.2025

Nisha Yadav

Whether reasoned/speaking?

Yes/No

Whether reportable?

Yes/No