

2026.PHHC.072351



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

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CRR-1902-2007 (O&M)

Date of decision: 08.05.2026

Jagmohan**...Petitioner****Versus****State of Punjab and others****...Respondents****CORAM: HON'BLE MRS. JUSTICE MANISHA BATRA**

Present:- Mr. Sandeep Arora, Advocate
for the petitioner.

Ms. Ruchika Sabherwal, Senior DAG, Punjab.

None for respondents No. 2 and 3.

MANISHA BATRA, J. (Oral)

1. The present revision petition has been filed against the judgment of conviction and order on quantum of sentence, both dated 08.11.2006, passed by the Court of learned Judicial Magistrate First Class, Jalandhar in criminal complaint bearing No. 91/2/2005, titled as M/s Gambhir Hire Purchase Pvt. Ltd. and another v. Jagmohan, filed under Section 138 of the Negotiable Instruments Act, 1881, whereby the petitioner was held guilty for commission of aforementioned offence and was sentenced to undergo rigorous imprisonment for a period of one year and to pay a fine of Rs.1,000/-; as well as against the judgment dated 22.03.2007, whereby the appeal of the petitioner had been dismissed by the Court of learned Additional Sessions Judge, Jalandhar. Fine was paid.

2. Today, learned counsel for the petitioner has made a statement so as not to press the present revision against the judgment of conviction, passed by the trial Court, as well as the judgment passed by the appellate Court. Learned counsel confines his prayer against the order of sentence only. It is further submitted that

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petitioner is not the previous convict nor any other case is pending against him and so looking into these circumstances, the sentence of the petitioner may be reduced to the period already undergone by him.

3. Learned State Counsel has filed custody certificate, as per which, the petitioner has already undergone actual sentence of 06 months out of total sentence of one year as awarded by the trial Court and upheld by the appellate Court and he is not involved in any other case.

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 petitioner, however, considering the fact that the petitioner has faced the agony of protracted trial and he has already undergone actual sentence of 06 months and is not involved in any other case, which shows that he has improved his character and has joined the mainstream of the society, the order on quantum of sentence dated 08.11.2006 is modified to the extent that the same is reduced to the period already undergone by him. However, the fine imposed upon the petitioner is upheld. The personal/surety bonds of the petitioner be released accordingly.

5. Let a copy of this order be sent forthwith to Jail Superintendent as well as the Court concerned for compliance.

6. Since the main petition stands disposed of, pending application, if any, shall also be treated as disposed of.

08.05.2026

Waseem R. Ansari

(MANISHA BATRA)
JUDGE

Whether speaking/reasoned
Whether reportable

Yes/No
Yes/No