

**IN THE HIGH COURT OF PUNJAB AND HARYANA AT CHANDIGARH****108****CRR-1415-2023 (O&M)****Date of Decision: 26.05.2026**

Jitender

..... Petitioner

Versus

Sanjeev Kumar

..... Respondent

CORAM: HON'BLE MR. JUSTICE ANOOP CHITKARAPresent Mr. Deepam Raghav, Advocate
for the petitioner.

ANOOP CHITKARA, J. (ORAL)

1. The present petition has been filed for setting aside the impugned judgment dated 15.01.2019 and the order of sentence dated 16.01.2019 passed by the learned Judicial Magistrate Ist Class, Panipat, whereby the petitioner was sentenced to undergo imprisonment for a period of one year and to pay a fine of Rs. 24.47 lakhs, out of which an amount of Rs. 24.42 lakhs was directed to be paid to the complainant as compensation and Rs. 5,000/- was directed to be deposited with the Court as fine.

2. The said judgment and order were challenged by the convict before the Sessions Court, however, the same were upheld. Feeling aggrieved, the petitioner has come up before this Court by filing the present criminal revision petition in the year 2023.

3. Vide order dated 02.06.2023, a co-ordinate Bench of this Court stayed the recovery of fine during the pendency of the present revision petition and issued notice in the application for suspension of sentence.

4. Counsel for the petitioner submits that the petitioner has undergone the entire sentence and he is not in custody in the present case. He further submits that he would be contented and satisfied that if the amount of Rs. 5,000/- be exempted or reduced to the period of imprisonment already undergone by the petitioner.

5. Although the respondent is unrepresented, but on 05.01.2024, the respondent was duly represented through counsel. Thereafter, notice is stated to have been served upon the counsel; however, none appeared.



6. Considering that the petitioner, without being afforded an opportunity of hearing in the criminal revision, has already undergone the entire sentence, this Court is of the view that the same is a sufficient ground to allow the prayer and to reduce the amount of fine of Rs. 5,000/- to the period already undergone.

7. Given above, the present petition is partly allowed to the extent mentioned above. All pending miscellaneous applications, if any, stand disposed of.

CRM-25512-2023

Present application has been filed for suspension of sentence of the applicant during the pendency of the appeal.

Since the main case has been heard and decided today, no further order is required to be passed in the present application, and the same is disposed of.

(ANOOP CHITKARA)
JUDGE

26.05.2026
Jyoti-II

<i>Whether speaking/reasoned</i>	<i>Yes/No</i>
<i>Whether Reportable</i>	<i>Yes/No</i>