

Premal Vs. the State of Madhya Pradesh

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Court : Madhya Pradesh

Decided On : Apr-15-2013

Appellant : Premal

Respondent : The State of Madhya Pradesh

Advocate for Pet/Ap. : Shri. Arun Paroha

Judgement :

Criminal Revision No.1540/2012 15.04.2013 Shri Arun Paroha, counsel for the applicant.

Shri Prakash Gupta, Panel Lawyer for the respondent/State.

Heard on I.A.No.17673/2012, an application under Section 5 of the Limitation Act.

Looking to the period of delay, application is allowed.

The delay of three days in filing the present revision is hereby condoned.

Heard on admission.

The applicant is convicted for the offences punishable under Sections 452 and 323/34 (three counts) of IPC and sentenced with till rising the Court with fine of Rs.500/- for each counts.

After considering the submissions made by the learned counsel for the applicant and the evidence adduced against the applicant, there are sufficient eyewitnesses, who have proved the guilt of the applicant and therefore, there is no illegality visible in the conviction directed by both the Courts below for the offences punishable under Sections 452 and 323/34 (three counts) of the IPC.

So far as the sentence is concerned, both the Courts below have already taken a lenient view and therefore, it is not possible for any further reduction of the sentence.

No illegality is visible in the judgment passed by the Courts below and therefore, there is reason by which the present revision can be accepted.

Consequently, the revision filed by the applicant is hereby dismissed at motion stage.

A copy of this order be sent to the trial Court as well as appellate Court for information.

(N.K.GUPTA) JUDGE pnkj

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