

ORDER ON QUANTUM

Present:- Complainant with Shri Rakesh Sharma, Advocate.
Accused/convict presented by Shri R.P.S.Bhullar, Advocate.

11. Heard on the question of sentence. Counsel for the accused has prayed that the accused is the sole bread earner of his family and has dependants to nurture. As such the leniency on the question of sentence be shown by the court. Per contra the complainant and his counsel have prayed that the accused does not deserve any leniency on the question of quantum of sentence, in view of the gravity of the offence of which he has been convicted.

12. Punishment is a means of control of crime in society. A certain degree of punishment may be apt for certain crimes in order to act as a deterrent tool however in some cases it may be in the interest of society to show leniency on the question of quantum, in order to enable the convict to rehabilitate himself. As such being alive to be age, antecedents, the nature of offence of which he has been convicted and the gravity thereof, this court is of the opinion that the ends of justice would be best met if he sentenced to pay a fine of Rs.30,000/-, in default whereof to undergo simple imprisonment for a period of 30 days. It stands ordered accordingly.

13. Fine paid. Case ~~property~~ if any be dealt with as per rules. File be consigned to record room.

Announced in open Court
05.04.2017
Jaswant Kaur

(Deepti Gupta)
Chief Judicial Magistrate,
Moga(PB0219)