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

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CRA-S-2190-2025 (O&M)  
Date of decision: 20.08.2025

**Swaran Kaur****...Appellant****Versus****State of Punjab****...Respondent****CORAM: HON'BLE MRS. JUSTICE MANISHA BATRA**

Present:- Ms. Ramandeep Kaur, Advocate  
for the petitioner.

Mr. Vivek Sharma, AAG, Punjab.

**MANISHA BATRA, J. (Oral)**

**1. CRM-27195 & 27197-2025**

Prayer in these applications is for suspending the sentence of the applicant-appellant as well as for staying the recovery of fine, during the pendency of the present appeal. However, since learned counsel for the applicant has made a request to take up on board the main appeal for its final disposal, the instant applications are disposed of. Let the main appeal be taken up.

**2. CRA-S-2190-2025**

The present appeal has been filed against the judgment of conviction and order on quantum of sentence, both dated 07.07.2025, passed by the Court of learned Judge (Special Court), Moga in case titled as ***State vs. Swaran Kaur and another***, arising out of FIR No. 99 dated 10.07.2018, registered under Section 22 of the Narcotic Drugs and Psychotropic Substances Act, 1985 at Police Station Badhni Kalan, whereby the appellant

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was held guilty for commission of offence punishable under Section 22(c) of the NDPS Act and was sentenced to undergo rigorous imprisonment for a period of 06 months and was directed to pay fine of Rs.5,000/- with default clause of fine.

3. Today, learned counsel for the appellant has made a statement so as not to press the present appeal against the judgment of conviction passed by the trial Court. Learned counsel confines her prayer against the order of sentence only. It is further submitted that appellant is not the previous convict nor any other case is pending against her and so looking into these circumstances, the appellant may be sentenced for the period already undergone by her.

4. Learned State Counsel has no serious objection to the aforesaid prayer. He has filed custody certificate, as per which, the appellant has already undergone actual sentence of 03 months and 06 days out of total sentence of 06 months as awarded by the trial Court.

5. After hearing the counsel for the parties, I uphold the judgment of conviction passed by the trial Court as the same is based on appreciation of prosecution evidence, proving guilt of the appellant. However, considering the fact that the appellant has faced the agony of protracted trial and she has already undergone actual sentence of 03 months and 06 days and is not involved in any other case, which shows that she has improved her character and has joined the mainstream of the society, the order on quantum of sentence dated 07.07.2025 is modified to the extent that the same is reduced to the period already undergone by the appellant. However, the fine imposed upon the appellant is upheld.

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6. The appellant is directed to be released from custody forthwith, if not required in any other case, on depositing fine as imposed by the trial Court.

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

**20.08.2025**

*Wassem Ansari*

**(MANISHA BATRA)  
JUDGE**

*Whether speaking/reasoned*

*Yes/No*

*Whether reportable*

*Yes/No*