



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

**CRA-S-1687-2025 (O&M)
DECIDED ON: 19.05.2025**

NIKHIL

.....APPELLANT

VERSUS

STATE OF HARYANA

.....RESPONDENT

CORAM: HON'BLE MR. JUSTICE SANDEEP MOUDGIL

Present: Mr. Parveen Sharma, Advocate
for the appellant.

Mr. Chetan Sharma, DAG, Haryana.

SANDEEP MOUDGIL, J (ORAL)

1. The present criminal appeal has been preferred against the judgment of conviction dated 01.05.2025 and order of sentence dated 03.05.2025 passed by Addl. Sessions Judge, Sonipat, whereby, the appellant has been convicted under Section 25 of Arms Act and sentenced to undergo imprisonment for a period of 01 year, pay a fine of Rs.5,000/- and in default thereof, further undergo imprisonment for a period of 02 months.

2. At the very outset, learned counsel for the appellant contends that he does not want to challenge the conviction of the appellant on merits. However, he submits that in view of the circumstances of the case, the sentence awarded by the trial Court is on higher side.

3. Here it would be pertinent to mention that the appellant did not challenge his conviction on merits and only confined his relief qua the quantum of sentence. This Court has also scrutinized the impugned

judgments as well as the relevant documents/evidence and is of the considered view that there is no scope for any interference in impugned judgment as far as the conviction of the appellant is concerned. As such, the conviction of the appellant is upheld.

4. As far as the quantum of sentence is concerned, there are mitigating circumstances to take a lenient view in the matter of sentence awarded by the trial court. Apart from the fact that the appellant has already faced the agony of custody for a period of 06 months and 16 days, he is sole bread winner for his family and there is no one in his family to look after his old aged grand-mother and father. Thus, this court is of the considered view that a chance be given to the appellant to reform & improve him; to become a model citizen; and to lead a peaceful & harmonious life.

5. Taking into consideration the above narrated discussion as well as the fact that the appellant has not challenged his conviction on merits, while affirming his conviction, the order of sentence is modified to the extent to the period already undergone by him with no change to the fine clause.

6. With the aforesaid modification in the quantum of sentence, the present appeal stands dismissed.

7. The appellant is ordered to be released forthwith in case he is not required in any other case.

8. Pending criminal misc. application, if any shall also disposed off.

(SANDEEP MOUDGIL)
JUDGE

19.05.2025

Poonam Negi

Whether speaking/reasoned
Whether reportable

Yes/No
Yes/No