

IN THE SUPREME COURT OF INDIA  
CRIMINAL APPELLATE JURISDICTION

CRIMINAL APPEAL NO. 704 OF 2020  
(@ SLP (CrI.) No.10795/2019)

RAM KUMAR

APPELLANT

VERSUS

THE STATE OF PUNJAB

RESPONDENT

O R D E R

Leave granted.

On 24.05.2002, Mohammad Rehan aged eight years was hit by a scooter being driven by the appellant. He succumbed to his injuries on 26.5.2002. The appellant was tried for offences punishable under Sections 279 and 304-A of the IPC and was convicted and sentenced to undergo imprisonment for one year with a fine of Rs. 200/-. The appeal filed by the appellant was dismissed by the Sessions court. The High Court affirmed the conviction in the revision filed by the appellant. However, the sentence was reduced for a period of six months. The High Court considered the fact that the incident took place in the year 2002 and that the appellant is facing agony of the trial for a long period of time.

After hearing the learned counsel for the parties and considering the evidence on record, we are

not inclined to interfere with the judgment of the High Court by which the appellant was convicted under Sections 279 and 304-A of the IPC. However, we are of the opinion that the sentence should be converted to the period already undergone i.e. one month and 9 days.

We direct the appellant to pay compensation of Rs. One lakh to Sadar-UI-Islam (father of deceased Mohammad Rehan).

The appeal stands disposed of accordingly. Pending application(s), if any, shall stand disposed of.

.....J.  
(L.NAGESWARA RAO)

.....J.  
(HEMANT GUPTA)

.....J.  
(AJAY RASTOGI)

NEW DELHI;  
27th October, 2020.

