

IN THE SUPREME COURT OF INDIA
CRIMINAL APPELLATE JURISDICTION

CRIMINAL APPEAL NO. 526 OF 2002@@
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(Arising out of S.L.P. (Crl.) 888 of 2002)

S.Venkatesh ... Appellant (s)

Versus

State of Karnataka ... Respondent (s)

O R D E R@@
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Leave granted.

The appellant was convicted under Section 7, 13 (1)(d) read with Section 13 of the Prevention of Corruption Act and awarded maximum sentence of two years' rigorous imprisonment and to pay fine of Rs. 2,000/-. The appeal filed by him was admitted by the High Court but his bail application was rejected vide order impugned in this appeal.

Keeping in view the facts and circumstances of the case that there is no likelihood of the appeal being heard in the near future and the factum that the sentence awarded is only two years, we feel that the High Court is not justified in refusing bail application.

We set aside the impugned order and direct that the appellant be released on bail on furnishing bail bonds to2..

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the satisfaction of the Trial Court. The amount of fine shall, however, be deposited vide the judgment of the Trial Court.

The appeal is disposed of accordingly.

.SP1

.....J.
(R.P.Sethi)

.....J.
(K.G.Balakrishnan)

New Delhi,
April 19, 2002.

S U P R E M E C O U R T O F I N D I A
R E C O R D O F P R O C E E D I N G S

Petition(s) for Special Leave to Appeal (Crl.) No. 888/2002

(From the judgement and order dated 26/11/2001 in CRLA 1513/01
of The HIGH COURT OF KARNATAKA AT BANGALORE)

S. VENKATESH

Petitioner (s)

VERSUS

STATE OF KARNATAKA
(With Appln(s). for bail and office report)

Respondent (s)

Date : 19/04/2002 This Petition was called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE R.P. SETHI
HON'BLE MR. JUSTICE K.G. BALAKRISHNAN

For Petitioner (s)

Mr. Nikhil Nayyar, Adv.

For Respondent (s)

Mr. Satya Mitra, Adv.
Mr. Sanjay R.Hegde, Adv.

UPON hearing counsel the Court made the following
O R D E R

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Leave granted.
The appeal is disposed of in terms of the signed
order.

.SP1

Anita

(V.P.Tyagi)
Court Master

(Signed order is placed on the file.)