

S U P R E M E C O U R T O F I N D I A  
RECORD OF PROCEEDINGS

Petition(s) for Special Leave to Appeal (Crl) No(s).2014/2011

(From the judgement and order dated 28/04/2010 in CRLA No.179/2003  
of The HIGH COURT OF H.P AT SHIMLA)

CHANDER SINGH & ANR Petitioner(s)

VERSUS

STATE OF H.P. Respondent(s)

(With appln(s) for c/delay in filing SLP,exemption from  
filing O.T.,bail and office report )

Date: 16/09/2011 This Petition was called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE CYRIAC JOSEPH  
HON'BLE MR. JUSTICE T.S. THAKUR

For Petitioner(s) Mr. Krishna Pal Singh,Adv.  
Mr. Sahdev Singh, Adv.

For Respondent(s) Ms. Purnima Sethi, Adv.  
Ms. Rani Chhabra, Adv.

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

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

(Shashi Sareen) (Renuka Sadana)  
Court Master Court Master  
(Signed order is placed on the file)  
IN THE SUPREME COURT OF INDIA  
CRIMINAL APPELLATE JURISDICTION

CRIMINAL APPEAL No. 1813 OF 2011  
(Arising out of SLP(Crl.) No. 2014 of 2011)

CHANDER SINGH & ORS. ... Appellant(s)

Versus

STATE OF H.P. ... Respondent(s)

O R D E R

Leave granted.

The appellants were convicted by the trial court for the offences under Sections 363 and 366 read with Section 34 of the Indian Penal Code in Sessions Trial No. 23 of 2001 and were sentenced to undergo simple imprisonment for a period of seven years and also to pay a fine of Rs. 10,000/- and in default of payment of fine to further undergo simple imprisonment for a period of one year. In appeal, the High Court upheld the conviction but modified the sentence by reducing the period of sentence to three years rigorous imprisonment and the amount of fine to Rs. 5,000/- each and default sentence was reduced to simple imprisonment for a period of six months.

Challenging the order of the High Court, the appellants filed this appeal. On 25.02.2011, notice was issued to the respondent with regard to the quantum of sentence only.

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We have heard learned counsel for the appellants and also the learned counsel for the respondent. Having regard to the facts and circumstances of this case and considering the age of the appellants, we are inclined to further reduce the sentence of the appellants to a period of two years which in our view will meet the ends of justice.

Hence the impugned order of the High Court is modified to the extent of reducing the period of sentence from three years to two years in the case of each appellant. The amount of fine will remain as Rs. 5,000/- each and in default of payment of fine the appellants shall undergo simple imprisonment for a further period of six months.

The appeal is disposed of in the above terms.

.....J.  
(CYRIAC JOSEPH)

.....J.  
(T.S.THAKUR)

New Delhi,  
September 16,2011.