

IN THE SUPREME COURT OF INDIA
CRIMINAL APPELLATE JURISDICTION

CRIMINAL APPEAL NO.894 OF 2013
(Arising out of SLP(Crl.) No.1857 of 2013)

ATAL BIHARI
STATE OF H.P.

VERSUS

....APPELLANT
....RESPONDENT

O R D E R

Leave granted.

The appellant, aggrieved by his conviction under section 20(b)(ii)(c) of the Narcotic Drugs and Psychotropic Substances Act, 1985 (in short 'NDPS Act') and sentence of rigorous imprisonment for 12 years and to pay fine of Rs.1,20,000/-, in default to suffer further simple imprisonment for a period of two years, has preferred this appeal.

By order dated 08.03.2013, notice was issued limited to the question of sentence.

After having heard learned counsel for the parties, we are of the opinion that sentence of rigorous imprisonment for 10 years and fine of Rs.1,00,000/-, in default of payment of fine, to suffer further imprisonment for one year, shall meet the ends of justice.

We order accordingly.

In the result, we allow this appeal partly and modify the sentence as indicated above.

.....J
[CHANDRAMAULI KR. PRASAD]

.....J
[RANJANA PRAKASH DESAI]

NEW DELHI;
JULY 08, 2013.

ITEM NO.62

COURT NO.11

SECTION IIB

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).1857/2013

(From the judgement and order dated 20/12/2012 in CRLA No.125/2011, of The HIGH COURT OF H.P AT SHIMLA)

ATAL BIHARI

Petitioner(s)

VERSUS

STATE OF H.P.

Respondent(s)

(With appln(s) for bail and office report)

Date: 08/07/2013 This Petition was called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE CHANDRAMAULI KR. PRASAD
HON'BLE MRS. JUSTICE RANJANA PRAKASH DESAI

For Petitioner(s) Mr. D.S. Dalee, Adv.
Mr. Dinesh Verma, Adv.
Mr. Subhasish Bhowmick, Adv.

For Respondent(s) Mr. Varinder Kumar Sharma, Adv.
Mr. Pawan Verma, Adv.
Mr. Baldev Singh, Adv.

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

Leave granted.

This appeal is allowed partly in terms of the signed order.

| (Sanjay Kumar)

Court Master |

(Indu Satija)

| Court Master |

(Signed order is placed on the file)