

IN THE SUPREME COURT OF INDIA

CRIMINAL APPELLATE JURISDICTION

CRIMINAL APPEAL NO..... OF 2004

(@ SLP (CrI.)No.3261/2004)

UMESH KUMAR

Appellant(s)

VERSUS

STATE OF N.C.T. OF DELHI

Respondent(s)

O R D E R

Leave granted.

Heard petitioner's counsel and the counsel for the respondent.

Petitioner was a driver of a public transport vehicle. Because of his negligent driving, a

passenger died and the petitioner was convicted for the offence under Sections 279/304-A of the I.P.C.

and was sentenced to undergo two years and one month imprisonment and a fine of Rs.6,000/- was also

imposed. Counsel for the petitioner submits that he is the only bread earner of the family having two

children and infirm parents, all are depending upon him. Having regard to the facts and

circumstances of the case, the sentence of two years imprisonment of the petitioner is reduced to one

year. The appeal is disposed of as above.

.....J.

(K.G.BALAKRISHNAN)

.....J.

(P.P. NAOLEKAR)

NEW DELHI;

NOVEMBER 25, 2004

ITEM NO.5

COURT NO.7

SECTION II

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.3261/2004

(From the judgement and order dated 23/04/2004 in CRL.R.P. No. 243/2004
of HIGH COURT OF

DELHI AT N. DELHI)

UMESH KUMAR

Petitioner(s)

VERSUS

STATE OF N.C.T. OF DELHI

Respondent(s)

(With appln(s) for bail)

Date: 25/11/2004 This Petition was called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE K.G. BALAKRISHNAN

HON'BLE Mr. JUSTICE P.P.NAOLEKAR

For Petitioner(s)

Mr.K.G.Bhagat, Adv.

Mr.Manohar Singh Bakshi, Adv.

Mr.Kamal Baid, Adv.

Mr. Debasis Misra,Adv.

For Respondent(s)

Mr.Rajiv Dutta, Sr.Adv.

Mr.R.N.Kapur, Adv.

Mrs.Anil Katiyar, Adv.

UPON hearing counsel the Court made the following

O R D E R

Leave granted.

Appeal is disposed of in terms of the signed order.

(G.V.Ramana)

(Veera Ver

ma)

Court Master

Court Mast

er

(Signed order is placed on the file)