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SLP(Crl.)No. 1614 OF 2001
ITEM No.201

Court No.12

SECTION II
A/N MATTER

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. 1614/2001

(From the judgement and order dated 04/10/1999 in CRA 2463/80
of The HIGH COURT OF JUDICATURE AT ALLAHABAD)

STATE OF U.P.

Petitioner (s)

VERSUS

RAMESH PAL SINGH & ANR.
(With Office Report)
(For final disposal)

Respondent (s)

Date : 01/02/2002 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.Prashant Kumar,Adv.
Mr. A.S. Pundir,Adv.

for respdt. No. 1 Mr. Dinesh Kumar Garg,Adv.

for respdt. No. 2 Mr.Pramod Kumar Yadav,Adv.
Mr. Goodwill Indeevar,Adv.

UPON hearing counsel the Court made the following

O R D E R

L.....L.....I.....T.....T.....T.....T.....T.....T.....T.....J
.SP2

Mr.Prashant Kumar,Adv. learned counsel for the
petitioner argued for about five minutes. Mr. Dinesh Kumar
Garg,Adv. learned counsel for the respndent argued for about
five minutes also. Mr.Pramod Kumar Yadav,Adv. learned
counsel aruged for two minutes.

Leave granted.

Appeal is partly allowed in terms of the signed order.

.SP1

(Rajesh Kumar)
PA to Addl.Registrar

(V.P.Tyagi)
Court Master

(Signed order is placed on the file)

.PA
.PL55

We find substance in the submissions made by the learned counsel for the respondents. Accordingly, this appeal is partly allowed and the order of the High Court substituting the sentence of fine for imprisonment is set aside. The respondents are sentenced to the imprisonment already undergone and pay the fine as imposed by the High Court vide impugned judgment.

The appeal is partly allowed.

.SP1

.....J.@@

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(R.P.Sethi)@@

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.....J@@

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(K.G. Balakrishnan)@@

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New Delhi
February 01, 2002