

SUPREME COURT OF INDIA
RECORD OF PROCEEDINGS

CRIMINAL APPEAL NO.276 OF 2000

CHANDRA SEKHAR

Appellant (s)

VERSUS

STATE OF A.P.

Respondent(s)

(With Office Report for Direction)

Date: 22/10/2008 This Appeal was called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE B.N. AGRAWAL
HON'BLE MR. JUSTICE G.S. SINGHVI
HON'BLE MR. JUSTICE AFTAB ALAM

For Appellant(s) Mr. K.K. Tyagi,Adv.

Mr. S. Udaya Kumar Sagar,Adv.
Ms. Bina Madhavan,Adv.
Mr. Iftekhar Ahmad,Adv.

For Respondent(s) Ms. Altaf Fatima,Adv.

Ms. D. Bharathi Reddy,Adv.

UPON hearing counsel the Court made the following
ORDER

Heard learned counsel for the parties.

The appeal fails and the same is dismissed.

The bail bonds of the appellant, who is on bail, are cancelled and he is directed to be taken into custody forthwith to serve out the remaining period of sentence for which the matter shall be reported to this Court by the Trial Court within two months from the date of receipt of copy of this order.

[T.I. Rajput]
A.R.-cum-P.S.

[Savita Sainani]
Court Master

[Signed order is placed on the file]

IN THE SUPREME COURT OF INDIA

CRIMINAL APPELLATE JURISDICTION

CRIMINAL APPEAL NO.276 OF 2000

Chandra Sekhar

...Appellant(s)

Versus

State of Andhra Pradesh

...Respondent(s)

O R D E R

Heard learned counsel for the parties.

The sole appellant was convicted by the Trial Court under Section 304-A of the Indian Penal Code, 1860, and sentenced to undergo rigorous imprisonment for a period of two years and to pay fine of Rupees two thousand; in default, to undergo further imprisonment for a period of six months. On appeal being preferred, Sessions Court upheld the conviction. Thereafter, when the matter was taken to the High Court in revision, while upholding the conviction, the sentence of imprisonment awarded against the appellant has been reduced from two years to one and a half years. Hence, this appeal by special leave.

Having heard learned counsel appearing on behalf of the parties and perused the records, we are of the view that the High Court was quite justified in dismissing the revision application as there was no infirmity in the order passed by the Trial Court convicting the appellant and confirmed by the appellate court.

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The appeal, accordingly, fails and the same is dismissed.

The bail bonds of the appellant, who is on bail, are cancelled and he is directed to be taken into custody forthwith to serve out the remaining period of sentence for which the matter shall be reported to this Court by the Trial Court within two months from the date of receipt of copy of this order.

.....J.
[B.N. AGRAWAL]

.....J.
[G.S. SINGHVI]

.....J.
[AFTAB ALAM]

New Delhi,
October 22, 2008.