

IN THE SUPREME COURT OF INDIA
CRIMINAL APPELLATE JURISDICTION
CRIMINAL APPEAL NO. 1278 OF 2003

JATAN SARUP & ANOTHER

...APPELLANT (S)

VERSUS

STATE OF HARYANA

...RESPONDENT(S)

O R D E R

This appeal by special leave is directed against the order dated 7th January, 2003 passed by the High Court of Punjab and Haryana at Chandigarh in Criminal Appeal No. 548-SB of 1987. The High Court confirmed the conviction of the appellants under Section 498-A IPC and also the sentence of one year awarded by the Sessions Court.

The alleged incident is stated to have taken place on 29th November, 1985 and the complaint was lodged on 4th February, 1986. The judgment of the Sessions Court is dated 28th September, 1987 which was ultimately confirmed by the High Court on 7th November, 2003.

Appellant No. 2 at presently is aged about more than 80 years and appellant No. 1 is aged about 60 years. During the pendency of the trial and as well as the appeal the first appellant had undergone imprisonment for a period of about six months and the second appellant had undergone imprisonment of

2

about one month.

Having regard to the facts and circumstances of the case, we consider it appropriate to reduce the sentence of imprisonment of one year awarded by the Courts below to the sentence already undergone by the appellants. We, however, decline to interfere with the order of conviction.

The appeal is accordingly disposed of reducing the sentence of the appellants to the period already undergone during the pendency of the proceedings.

The bail bonds executed by the appellants shall stand discharged.

.....J.
[B. SUDERSHAN REDDY]

New Delhi,
OCTOBER 29, 2009

.....J
[J.M. PANCHAL]

3

ITEM NO.111

COURT NO.9

SECTION IIA

S U P R E M E C O U R T O F I N D I A
R E C O R D O F P R O C E E D I N G S

CRIMINAL APPEAL NO(s). 1278 OF 2003

JATAN SARUP & ANR.

Appellant (s)

VERSUS

STATE OF HARYANA

Respondent(s)

(With office report)

Date: 29/10/2009 This Appeal was called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE B. SUDERSHAN REDDY
HON'BLE MR. JUSTICE J.M. PANCHAL

For Appellant(s) Mr. Aseem Mehrotra, Adv.
Ms. Abha R. Sharma, Adv.

For Respondent(s)

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

The appeal is disposed of.

(S. Thapar)
PS to Registrar

(Vijay Dhawan)
Court Master

The signed order is placed on the file.