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ITEM NO.109

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

Criminal Appeal No(s). 1488/2004

BHAN SINGH

Appellant(s)

VERSUS

STATE OF PUNJAB

Respondent(s)

(with appln. (s) for bail/suspension of sentence and office report)

Date : 22/03/2017 This appeal was called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE ARUN MISHRA

HON'BLE MR. JUSTICE AMITAVA ROY

For Appellant(s) Mr. Rajiv Nanda,Adv.

Ms. S. Janani,Adv.

For Respondent(s) Mr. V. Madhukar, Adv.

Mr. Kuldip Singh,Adv.

UPON hearing the counsel the Court made the following

O R D E R

The sentence is reduced to that of already undergone and direct the appellant to be released forthwith, if not required in any other criminal case.

The appeal is allowed in terms of the signed order.

(NEELAM GULATI)

COURT MASTER

(TAPAN KR. CHAKRABORTY)

COURT MASTER

(Signed order is placed on the file)

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IN THE SUPREME COURT OF INDIA

CRIMINAL APPELLATE JURISDICTION

CRIMINAL APPEAL NO(S). 1488 OF 2004

BHAN SINGH

Appellant(s)

VERSUS

STATE OF PUNJAB

Respondent(s)

O R D E R

The appellant is aged 99 years by now. He has been convicted for commission of offence under Section 304B, 306 & 498A of the Indian Penal Code, 1860 (in short 'the IPC') and was sentenced to undergo Rigorous Imprisonment for seven years under Section 304B IPC, Rigorous Imprisonment of five years and fine of Rs.1000/- under Section 306 IPC and Rigorous Imprisonment of two years and fine of Rs.500/- under Section 498A IPC.

Considering the age of the appellant to be 99 years by now and he has suffered sentence of one year and nine month already, we, without making it precedent in any other case, considering purely the age of the

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appellant as well as the role played by him, reduce the sentence to that of already undergone and direct, since the appellant is suffering incarceration, the appellant to be released forthwith, if not required in any other criminal case.

The appeal is allowed.

.....J.

(ARUN MISHRA)

.....J.

(AMITAVA ROY)

NEW DELHI,

MARCH 22, 2017