

h'  
SLP(Crl.)No. 3092 OF 2000  
ITEM No.22 Court No. 5

SECTION IIA  
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. 3092/2000

(From the judgement and order dated 27/03/2000 in CRLR 385/98  
of The HIGH COURT OF PATNA)

MANI SINGH

Petitioner (s)

VERSUS

STATE OF BIHAR & ANR.

Respondent (s)

( With Appln(s). for bail and exemption from filing c/c of the  
impugned Judgment and exemption from filing O.T. and Office Report )

Date : 27/04/2001 This Petition was called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE K.T. THOMAS  
HON'BLE MR. JUSTICE R.P. SETHI

For Petitioner (s) Ms. Sunita Bhardwaj, Adv.  
for Mr. Dinesh Kumar Garg,Adv.

For Respondent (s)  
Mr. B.B. Singh,Adv.

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

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

Application for exemption from filing official  
translation is allowed.  
Leave granted.  
The appeal is disposed of in terms of the signed  
order.

.SP1

Sarita (H.K. Bhatia)@@  
AA  
Court Master@@  
A AAAAAAAAAAAAA

@@  
A

(Signed order is placed on the file)

.PA  
.PL56

IN THE SUPREME COURT OF INDIA  
CRIMINAL APPELLATE JURISDICTION

CRIMINAL APPEAL NO. 564 OF 2001@@  
CCCCCCCCCCCCCCCCCCCCCCCCCCCCCCCC  
(Arising out of S.L.P.(Crl.)No. 3092/2000)

MANI SINGH

...APPELLANT

VERSUS

STATE OF BIHAR & ANR.

...RESPONDENTS

O R D E R@@  
CCCCCCCC

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

Leave granted.

This appeal survives only in respect of appellant No.3, Mani Singh. In respect of other convicted persons, we dismissed the special leave petition.

Regarding appellant, Mani Singh, it was submitted that he is now a Government servant and, therefore, the conviction would visit him with serious consequences including dismissal from service. He is convicted alongwith others under Sections 379 of the Indian Penal Code and 27 of the Arms Act. The sentence imposed on the convicted persons included imprisonment upto one year.

..2/-

.2.

We examined the possibility of affording the appellant the benefit of the provisions of the Probation of Offenders Act, 1958. Accordingly, we called for a Report from the Probation Officer concerned. Mr. B.B. Singh, learned counsel for the State of Bihar submitted the report of the Probation Officer in sealed cover. We perused the said Report. The Probation Officer recommended that the appellant can be released under the said Act with conditions and subject to the supervision of the Probation Officer. We, therefore, release appellant No.3 under Section 4 of the Probation of Offenders Act on the following condition:

1) He shall execute a bond for good behaviour with two solvent sureties in a sum of Rs.20,000/- and the bond shall be executed before the trial court within one month from today.

2) The said bond shall be in force for a period of three years.

3) He shall be subject to the supervision of the Probation Officer and subject to the conditions laid

..3/-

.3.

down in Forms D and E of Bihar Probation of Offenders Act, 1959.

This appeal is disposed of in the above terms.

.SP1

.....J.  
(K.T. THOMAS)

New Delhi,  
April 27, 2001.

.....J.  
(R.P. SETHI)