

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). 294 OF 2005

SREEDHARAN & ORS.

Appellant (s)

VERSUS

STATE OF KERALA

Respondent(s)

(With office report )

Date: 07/10/2010 This Appeal was called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE HARJIT SINGH BEDI  
HON'BLE MR. JUSTICE R.M. LODHA

For Appellant(s)

Mr. B.V/Deepak, Adv.for  
M/S. T.T.K. Deepak & Co.

For Respondent(s)

Mr. M.T. George, Adv.

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

The appeal is dismissed with some modification in  
the sentence.

[SUMAN WADHWA]  
COURT MASTER

[VINOD KULVI]  
COURT MASTER

Signed order is placed on the file.  
IN THE SUPREME COURT OF INDIA  
CRIMINAL APPELLATE JURISDICTION

CRIMINAL APPEAL NO. 294 OF 2005

SREEDHARAN & ORS.

.. APPELLANT(S)

vs.

STATE OF KERALA

.. RESPONDENT(S)

O R D E R

This appeal is directed against the order dated 27th  
October, 2003 convicting the appellants under Sec.324 read  
with Section 149 of the IPC and a sentence of one year's  
R.I. and under Section 148 to R.I. to six months R.I.  
separate sentence has been awarded for the offences under

No

Sections 143 and Section 451 read with Section 149 of the IPC. All the sentences were however ordered to run concurrently. In other words, as of today the maximum sentence that has been awarded is one year under Section 324 read with Section 149 of the IPC.

The incident happened in September 1990. Out of the twenty eight accused 20 had been acquitted by the Trial Court , one is dead and only three are before us. We are also told by the learned counsel for the appellants that as per the documents on record they have already undergone about three months of the sentence.

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In this view of the matter we feel that the ends of justice would be met, keeping in view the aforesaid facts, that the sentence awarded should be reduced to that already undergone.

The appeal is dismissed with the above modification in the sentence.

.....J.  
(HARJIT SINGH BEDI)

.....J.  
(R.M. LODHA)

New Delhi,  
October 7, 2010.

IN THE SUPREME COURT OF INDIA  
CRIMINAL APPELLATE JURISDICTION

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vs.  
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O R D E R

This appeal is directed against the order dated 27th

October, 2003 convicting the appellants under Sec.324 read with Section 149 of the IPC and a sentence of one year's R.I. and under Section 148 to R.I. to six months R.I. No separate sentence has been awarded for the offences under Sections 143 and Section 451 read with Section 149 of the IPC. All the sentences were however ordered to run concurrently. In other words, as of today the maximum sentence that has been awarded is one year under Section 324 read with Section 149 of the IPC.

The incident happened in September 1990. Out of the twenty eight accused 20 had been acquitted by the Trial Court , one is dead and only three are before us. We are also told by the learned counsel for the appellants that as per the documents on record they have already undergone about three months of the sentence.

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In this view of the matter we feel that the ends of justice would be met, keeping in view the aforesaid facts, that the sentence awarded should be reduced to that already undergone.

The appeal is dismissed with the above modification in the sentence.

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(HARJIT SINGH BEDI)

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(R.M. LODHA)

New Delhi,  
October 7, 2010.