

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. 3163/2000

(From the judgement and order dated 20/07/2000 in CRLR 56/98
of The HIGH COURT OF H.P AT SHIMLA)

SOHAN THAKUR & ANR.

Petitioner (s)

VERSUS

STATE OF H.P. & ANR.

Respondent (s)

(With Appln(s). for suspension of sentence and filing addl. paper(s)&
exemption from filing O.T. and bail)

Date : 06/11/2000 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. Kamakshi S. Mehlwal,Adv.

For Respondent (s)
No.1

Ms. Neelam,adv.
Mr. Anil Nag,Adv.

For R.2

Mr. Uma Datta,Adv.

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

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

Leave granted.
Appeal is disposed of.

.SP1

(Suman Wadhwa)
PA to Addl.Regr.

(H.K.Bhatia)
Court Master

Signed order is placed on the file.

.PA
.PL55

IN THE SUPREME COURT OF INDIA

CRIMINAL APPELLATE JURISDICTION

CRIMINAL APPEAL NO. 936 OF 2000 @@
CCCCCCCCCCCCCCCCCCCCCCCCCCCCCCCC
(Arising out of SLP(Crl.)No. 3163/2000)

Sohan Thakur & Anr.

...Appellants

Vs.

State of H.P. & Anr.

...Respondents

ORDER@@
CCCCC

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

Leave granted.

In view of the statement of the appellants that the amount of the cheque has been paid in full it is unnecessary to put the appellants back in jail for the offence under Sec.138 of the Negotiable Instruments Act. We, therefore, reduce the sentence of imprisonment to the period already suffered by them. It is open to the complainant-respondent to approach the court before which the deposit is made for getting the amount due to him.

This Appeal is disposed of accordingly.

.SP1

.....J.
(K.T. Thomas)

New Delhi;
November 6, 2000.

.....J.
(R.P.Sethi)