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SLP(Crl.)No. 3480 OF 2003
ITEM No.33

Court No. 9

SECTION II
A/N MATTER

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

Petition(s) for Special Leave to Appeal (Crl.) No. 3480/2003
(From the judgment and order dated 21/05/2003 in CRLA 43/93
of The HIGH COURT OF KERALA AT ERNAKULAM)

V.S. JAYASREE

Petitioner (s)

VERSUS

STATE OF KERALA
(With Appln(s). for bail)

Respondent (s)

Date : 31/10/2003 This Petition was called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE K.G. BALAKRISHNAN
HON'BLE MR. JUSTICE G.P. MATHUR

For Petitioner (s)Mr. E.M.S. Anam,Adv.

For Respondent (s)Mr. Ramesh Babu M.R., Adv.

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

Leave granted.

The fine of Rs. 1,00,000/- is reduced to Rs. 25,000/- which shall be paid within a period of one month, failing which the appellant shall undergo imprisonment for a period of one month. The appeal is disposed of.

[Charanjeet Kaur]
Court Master

[Veera Verma]
Court Master

[Signed order is placed on the file]

IN THE SUPREME COURT OF INDIA

CRIMINAL APPELLATE JURISDICTION

CRIMINAL APPEAL NO. 1326 OF 2003
(arising out of SLP(Crl.) No. 3480/2003)

V.S. Jayasree

....
Appellant (s)

Versus

State of Kerala
....
Respondent (s)

O R D E R

Leave granted.

Heard the appellant's counsel and the counsel for the respondent.

The appellant was convicted under Section 466 and 468 IPC for forging a mark list of a Kerala University. The High court in an appeal filed by the appellant, reduced the sentence of imprisonment to 15 days, but imposed a fine of Rs. 1,00,000/-. we are told by the counsel for the appellant that the appellant has already undergone 15 days' imprisonment and prays that the amount of fine be set aside. It is submitted that the fine was imposed by the High Court for the first time, in the appeal preferred by the appellant; therefore, the same be set aside. We do not think that the contention urged on behalf of the appellant can be accepted. However, we reduce the fine of Rs. 1,00,000/- to Rs. 25,000/-. The fine of Rs. 25,000/- shall be paid within a period of one month, failing which the appellant shall undergo imprisonment for a period of one month.

The appeal is disposed of as aforesaid.

.....J[K.G. BALAKRISHNAN]

.....J [G.P. MATHUR]

NEW DELHI,
OCTOBER 31, 2003.