

IN THE SUPREME COURT OF INDIA
CRIMINAL APPELLATE JURISDICTION

CRIMINAL APPEAL NOS.1929-1930 OF 2008

U.G. RAO

APPELLANT (S)

VERSUS

UNION OF INDIA

RESPONDENT (S)

WITH

CRIMINAL APPEAL NO. 1371 of 2009

DINESH SHAH

APPELLANT (S)

VERSUS

THE STATE OF A.P.

RESPONDENT (S)

O R D E R

Crl.A. Nos.1929-1930 of 2008:

We have heard learned counsel for the parties and perused the record.

We do not find satisfactory evidence in support of the charge against the appellant - U.G. Rao. He was the Chief Material Manager (Purchases) at the relevant time when it is stated that the defective goods were supplied to the Visakhapatnam Steel Plant.

In absence of sufficient evidence, charge under Section 120-B read with 420 of the Indian Penal Code, 1860 and Section 13(2) read with Section 13(1)(d) of the Prevention of Corruption Act, 1988 could not be accepted. He is entitled to benefit of doubt.

Accordingly, we allow the appeals of U.G. Rao - appellant. His conviction and sentence are set aside and he is acquitted of the charges. He is on bail. His bail bonds stand discharged.

Crl.A. No.1371 of 2009

As regard Crl.A. No.1371 of 2009, we do not find any ground to interfere with the conviction of the appellant - Dinesh Shah except for converting it to be one under Section 420 of Indian Penal Code, 1860. However, having regard to the entirety of facts and circumstances of the present case, we reduce the period of sentence awarded to him to the period already undergone. He is on bail. His bail bonds stand discharged.

The appeal is disposed of in above terms.

.....J.
[ADARSH KUMAR GOEL]

.....J.
[UDAY UMESH LALIT]

NEW DELHI
24th January, 2018

ITEM NO.101

COURT NO.11

SECTION II

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

Criminal Appeal No(s). 1929-1930/2008

U.G. RAO

Appellant(s)

VERSUS

UNION OF INDIA

Respondent(s)

WITH

Crl.A. No. 1371/2009 (II)

Date : 24-01-2018 These appeals were called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE ADARSH KUMAR GOEL
HON'BLE MR. JUSTICE UDAY UMESH LALIT

For Appellant(s)

Mr. Kailash Vasdev, Sr. Adv.
Mr. Manu Mridul, Adv.
Mr. Sumer Singh Sandru, Adv.
Ms. Mohita Srivastava, Adv.
Ms. Spandana Gunda, Adv.
Mr. Umrao Singh Rawat, Adv.
Mr. Surya Kant, AOR

Mr. M.E. Meoan, Adv.
Mr. Jatbir Singh P., Adv.
Mr. Somvir Deswal, Adv.
Mr. Nischal Kumar Neeraj, AOR

For Respondent(s)

Mr. A.K. Sanghi, Sr. Adv.
Ms. Ranjana Narayan, Adv.
Mr. Prakash Gautam, Adv.
Mr. M.K. Maroria, Adv.
Mr. B. Krishna Prasad, AOR

Mr. D. Mahesh Babu, AOR

Mr. Guntur Prabhakar, AOR
Ms. Prerna Singh, Adv.

UPON hearing the counsel the Court made the following

O R D E R

Crl. A. Nos.1929-1930/2008:

The appeals are allowed in terms of the signed order.
Pending applications, if any, shall also stand disposed
of.

Cr1. A.No. 1371/2009:

The appeal is disposed of in terms of the signed order.
Pending applications, if any, shall also stand disposed
of.

(SWETA DHYANI)
SENIOR PERSONAL ASSISTANT

(PARVEEN KUMARI PASRICHA)
BRANCH OFFIC

(Signed order is placed on the file)