

ITEM NO.41

COURT NO.2

SECTION IIB

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(s).6484/2011

(From the judgement and order dated 25/03/2011 in CRLA No.345/2005  
of The HIGH COURT OF H.P AT SHIMLA)

MINU RAM

Petitioner(s)

VERSUS

STATE OF H.P.

Respondent(s)

(With office report)

Date: 09/12/2011

This Petition was called on for hearing today.

CORAM : HON'BLE MR. JUSTICE ALTAMAS KABIR  
HON'BLE MR. JUSTICE SURINDER SINGH NIJJAR

For Petitioner(s) Mr. M.P. Jha, AOR  
Mr. Ram Ekbal Roy, Adv.  
Mr. Harshvardhan Jha, Adv.

For Respondent(s) Mr. Himinder Lal, Adv. (NP)  
Mr. Rajni O Lal, Adv. (NP)

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

On 5th September, 2011, while issuing notice on the special leave petition, we had also directed notice to issue on the application for bail. Service of notice on the sole respondent, the State of Himachal Pradesh, has been completed, though no one has entered appearance on its behalf. Learned SLP 6484/2011

counsel for the petitioner submits that service has also been effected on the learned Standing Counsel for the State of Himachal Pradesh, but even then, there is still no one present on behalf of the State of Himachal Pradesh, when the matter is taken up for consideration of bail.

The petitioner was convicted under Section 420 IPC read with Section 120B IPC and was sentenced to three years imprisonment and fine of Rs.30,000/-, which amount has already been deposited. In appeal, the High Court affirmed the judgment and order of the learned Trial Court as far as the petitioner, Minu Ram, is concerned.

Out of the sentence of three years, the petitioner has already completed a period of six months. Accordingly, since

the prayer for bail is not opposed, we direct that the petitioner be released on bail to the satisfaction of the Trial Court, with such conditions, as may be deemed fit and proper, to ensure his presence when the special leave petition is taken up for hearing.

(Chetan Kumar)  
Court Master

(Juginder Kaur)  
Assistant Registrar