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Crl.A.No. 50 OF 1998
ITEM No.111

Court No. 5

SECTION IIA

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.50 OF 1998

Sharanappa Appellant(s)

VERSUS

State of Karnataka

Respondent(s)

Date : 05/02/2004 This Appeal was called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE DORAISWAMY RAJU
HON'BLE MR. JUSTICE ARIJIT PASAYAT

For Appellant (s)Mr. Sidharth Luthra,Adv.
Mr. Vaibhav Gaggar,Adv.
Mr. D.N. Goburdhan,Adv.

For Respondent (s)Mr. Sanjay R. Hedge,Adv.

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

The appeal is disposed of in terms of the signed order.

(Neena Verma) (Ramesh Chand)
Court Master Court Master

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

CRIMINAL APPELLATE JURISDICTION

CRIMINAL APPEAL NO.50 OF 1998

Sharanappa
...Appellant

Versus

State of Karnataka
...Respondent

O R D E R

Heard.

In the instant case, sentence of three months' simple imprisonment was awarded, out of which the appellant had already served out about six weeks sentence, as noted by the order dated 12.01.1998. The only submission which was made at the time of admission related to grant of probation. It was noted in the said order that since there was no prohibition for grant of probation on conviction for an offence punishable under Section 3 read with Section 7 of the Essential Commodities Act, the notice was limited to that question alone. Having heard learned counsel for the parties and taking note of the peculiar circumstances, we

direct that the benefits under the Probation of Offenders Act be extended to the appellant. The appellant is directed to appear before the Trial Court within four weeks from today so that the terms of probation can be fixed. The appeal is, accordingly, disposed of.

(DORAISWAMY RAJU)

.....J.

.....J.
(ARIJIT PASAYAT)

New Delhi,
February 05, 2004.