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SLP(Crl.)No. 4374 OF 2000  
ITEM No.40

Court No. 5

SECTION IIA  
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. 4374/2000

(From the judgement and order dated 06/02/1998 in CRLA 35/91  
of The HIGH COURT OF GUJARAT AT AHMEDABAD)

BHARAT DAS SHRIRAM PUROHIT

Petitioner (s)

VERSUS

STATE OF GUJRAT

Respondent (s)

( With Appln(s). for c/delay in filing SLP and bail and Office Report )

Date : 26/02/2001 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)

Mr. Rana Ranjit Singh,Adv. (SCLSC)

For Respondent (s)

Ms. Hemantika Wahi,Adv.  
Ms. Sumita Hazarika, Adv.

UPON hearing counsel the Court made the following

O R D E R

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.SP2

Leave granted.

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

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Sarita (H.K. Bhatia)@@

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COURT MASTER@@

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(Signed order is placed on the file)

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IN THE SUPREME COURT OF INDIA  
CRIMINAL APPELLATE JURISDICTION

CRIMINAL APPEAL NO. 228 OF 2001@@  
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(Arising out of S.L.P.(Crl.)No.4374/2000)

BHARAT DAS SHRIRAM PUROHIT

...APPELLANT

VERSUS

STATE OF GUJRAT

...RESPONDENTS

O R D E R@@  
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Leave granted.

It is pointed out to us that the appellant has already completed the substantive term of imprisonment imposed on him. Hence learned counsel felt that it is not a very useful thing to canvass for acquittal. Learned counsel for the appellant then submitted that a fine of rupees one lakh imposed on him in addition to the substantive term of imprisonment will compel him to undergo imprisonment for a further period of three years.

On the fact situation of this case, we are inclined to reduce the default sentence of three years to one year imprisonment. In other words, if the fine is not paid, the appellant need be detained in prison only for a period of one year on that account. This appeal is disposed of accordingly.

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.....J.  
(K.T. THOMAS)

New Delhi,  
February 26, 2001.

.....J.  
(R.P. SETHI)