

IN THE SUPREME COURT OF INDIA
CRIMINAL APPELLATE JURISDICTION

CRIMINAL APPEAL NO(s). 723 OF 2013
[SLP(Cr1) No.4354 of 2012]

S.T.GOUDAR

Appellant(s)

VERSUS

STATE BY LOKAYUKTA POLICE

Respondent(s)

O R D E R

1. Leave granted.
2. This Special Leave Petition (now appeal) is directed against the judgement and order dated 02nd April, 2012, passed by the Karnataka High Court in CRL.RP No.79 of 2012, rejecting the appellant's prayer for leave to encash the amounts deposited into his bank account, being State Bank Account No.540097352645, on account of maturity of his LIC bonds, details whereof have been provided in the application filed by the appellant under Section 457 Cr.P.C.before the learned District & Sessions Judge, Chitradurga.
3. Having heard learned counsel for the parties and since the LIC contributions are not connected with the other deposits made in the appellant's account, we see no reason for the appellant to be denied access to the said LIC amount, particularly, having regard to the ground given for withdrawal of the said amount, namely, marriage of his daughter.
4. In such circumstances, the appeal is allowed.
5. The appellant will be entitled to make an application before the trial court for release of the aforesaid amount. If such an application is made, the same should be disposed of as soon as possible thereafter.
6. The appeal is allowed and disposed of in the above terms.

(ALTAMAS KABIR)

.....CJI.

.....J
(VIKRAMAJIT SEN)

(KURIAN JOSEPH)

.....J

NEW DELHI;
May 07, 2013.

ITEM NO.24

COURT NO.1

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).4354/2012

(From the judgement and order dated 02/04/2012 in CRLRP No.79/2012, of The HIGH COURT OF KARNATAKA AT BANGALORE)

S.T.GOUDAR

Petitioner(s)

VERSUS

STATE BY LOKAYUKTA POLICE

Respondent(s)

(With appln(s) for directions and office report)

Date: 07/05/2013 This Petition was called on for hearing today.

CORAM :

HON'BLE THE CHIEF JUSTICE
HON'BLE MR. JUSTICE VIKRAMAJIT SEN
HON'BLE MR. JUSTICE KURIAN JOSEPH

For Petitioner(s) Mr. C.M. Angadi, Adv.
Mr. Rameshwar Prasad Goyal, AOR

For Respondent(s) Mr. V.N. Raghupathy, AOR

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

Leave granted.
The appeal is allowed and disposed of in terms of the signed order.

| (Sheetal Dhingra) | | (Juginder Kaur) |
| AR-cum-PS | | Assistant Registrar |

[Signed order is placed on the file]