

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).4038/2004

(From the judgment and order dated 29/07/2004 in CRLA No. 94/2004 of The HIGH COURT OF GUJARAT AT AHMEDABAD)

DHANSUKHBHAI BALWANTRAI MODI

Petitioner(s)

VERSUS

STATE OF GUJARAT

Respondent(s)

(With appln(s) for interim Relief and office report)

Date: 02/05/2005 This Petition was called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE B.N. AGRAWAL

HON'BLE MR. JUSTICE P.K. BALASUBRAMANYAN

For Petitioner(s)

Mr. Maulik Nanavati, Adv.

Mr. Natasha Nanavati, Adv.

Mr. N. Ganpathy, Adv.

For Respondent(s)

Mr. V Madhukar, Adv.

Ms. Hemantika Wahi, Adv.

UPON hearing counsel the Court made the following

O R D E R

Heard learned counsel for the parties.

Leave granted.

The appeal is allowed in part and the impugned order awarding cost

of Rs. 25,000/- against the appellant is set aside.

[ Charanjeet Kaur ]

[ Om Prakash ]

Court Master

Court Master

[ Signed order is placed on the file ]

IN THE SUPREME COURT OF INDIA

CRIMINAL APPELLATE JURISDICTION

CRIMINAL APPEAL NO. 650 OF 2005

( arising out of SLP(CRL.) NO. 4038/2004 )

Dhansukhbhai Balwantraji Modi	..	Appellant(s)
	Versus	
State of Gujarat	..	Respondent(s)

O R D E R

Heard learned counsel for the parties.

Leave granted.

By the impugned order while rejecting the special criminal application filed by the

appellant, the High Court has directed the appellant to pay a cost of Rs. 25,000/- . In our

view, in the facts and circumstances of the case, the High Court was not justified in awarding cost against the appellant.

Accordingly, the appeal is allowed in part and the impugned order awarding cost

of Rs. 25,000/- against the appellant is set aside.

.....J[ B.N  
. AGRAWAL ]

.....J [ P.K.

BALASUBRAMANYAN ]

NEW DELHI ,

MAY 02, 2005.