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SLP(Crl.)No. 403 OF 2001

ITEM No.54

Court No. 5

SECTION II  
A/N MATTER

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. 403/2001

(From the judgement and order dated 11/08/2000 in CRLMP 1690/00  
in Cr.Appeal No.567/99 of The HIGH COURT OF DELHI AT N. DELHI)

SATBIR SINGH

Petitioner (s)

VERSUS

GOVT. OF N.C.T. OF DELHI.

Respondent (s)

( With Appln(s). for exemption from filing c/c of the impugned  
Judgment bail )

Date : 12/03/2001 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. D.N. Goburdhan, Adv.  
Ms. Pinky Anand, Adv.  
Ms. Geeta Luthra, Adv.

For Respondent (s) Mr. SWA Quadri, Adv.  
Mr. DS Mahra, Adv.

UPON hearing counsel the Court made the following

O R D E R

.....L.....I.....T.....T.....T.....T.....T.....J  
.SP2

Leave granted.  
The Appeal is disposed of.

.SP1

Hemalatha

(HK Bhatia)  
Court Master

(signed order is placed on file)

IN THE SUPREME COURT OF INDIA  
CRIMINAL APPELLATE JURISIDCTION

.....L.....I.....T.....T.....T.....T.....T.....J

CRIMINAL APPEAL NO.....of 2001@@  
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(Arising out of SLP(Crl) No.403/2001)

SATBIR SINGH .. APPELLANT

VS.

GOVT. OF NCT OF DELHI .. RESPONDENT

O R D E R@@  
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.SP2

Leave granted.

The appellant stands convicted under Section 366 of IPC and sentence of rigorous imprisonment for five years. He filed an appeal before the High Court. During the pendency of the appeal he moved an application for suspending the sentence but the High court declined to do so by this impugned order.

In view of the decision of this Court in Bhagwan@@  
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Rama Shinde Gosain and Ors vs. State of Gujarat (1999@@  
CC  
(4) SCC P-421) there is no reason to refrain from@@  
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suspending the sentence as the State could not show any exceptional ground in this case. We therefore make the order dated 19.1.2001 absolute. The appeal is disposed of.

.SP1

.....J.  
(K.T. Thomas)

New Delhi  
Dated March 12, 2001

.....J.  
(R.P. Sethi)