

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. 444 OF 2000

NIMMALA ANJALIAH

Appellant (s)

VERSUS

STATE OF A.P.

Respondent(s)

(With office report)

Date: 23/02/2006 This appeal was called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE B.N. AGRAWAL

HON'BLE MR. JUSTICE A.K. MATHUR

HON'BLE MR. JUSTICE DALVEER BHANDARI

For Appellant(s)

Mr. Pijush K. Roy,Adv.

Mr. Pranab Kumar Mullick,Adv.

For Respondent(s)

Mr. P. Vinay Kumar,Adv.

Mrs.D. Bharathi Reddy,Adv.

UPON hearing counsel the Court made the following

O R D E R

Heard learned counsel for the parties.

The appeal is dismissed. Bail bonds of the appellant, who is on bail, are cancelled and he is directed to be taken into custody forthwith to serve out the remaining period of sentence for which compliance report must be sent to this Court within a period of one month from the date of receipt of copy of this order by the Trial Court.

[Alka Dudeja]

[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. 444 OF 2000

Nimmala Anjaiah

...Appellant(s)

Versus

State of Andhra Pradesh

...Respondent(s)

O R D E R

Heard learned counsel for the parties.

The appellant, along with accused Smt. Nimmala

Lingamma, was tried and by judgment rendered by the trial court

while other accused was acquitted, the appellant was convicted under Section 304B of the Indian Penal Code [for short, 'I.P.C.'] and sentenced to undergo rigorous imprisonment for a period of seven years and to pay fine of Rs.5,000/-; in default to undergo further imprisonment for a period of six months. He was further convicted under Section 498A I.P.C. and sentenced to undergo rigorous imprisonment for a period of one year and to pay fine of Rs.1,000/-; in default to undergo further imprisonment for a period of two months. Both the sentences were, however, ordered to run concurrently. So far as the State is concerned, no appeal

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was preferred before the High Court against the order of acquittal; whereas the appellant filed an appeal before the High Court against his convictions, which has been upheld. Hence, this appeal by special leave.

Having heard learned counsel for the parties and perused the records, we are of the view that the High Court as well as the trial court have recorded convictions of the appellant after discussion of evidence and we do not find any infirmity therein.

The appeal, accordingly, fails and the same is dismissed.

Bail bonds of the appellant, who is on bail, are cancelled and he is directed to be taken into custody forthwith to serve out the

remaining period of sentence for which compliance report must
be sent to this Court within a period of one month from the date
of receipt of copy of this order by the Trial Court.

.....J.

[B.N. AGRAWAL]

.....J.

[A.K. MATHUR]

.....J.

[DALVEER BHANDARI]

New Delhi,

FEBRUARY 23, 2006.