

ã
SLP(Crl.)No. 120 OF 2001

ITEM No.50-52

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. 120/2001

(From the judgement and order dated 03/03/2000 in I.A.
No.1927/2000 in CRLA 1447/99 of The HIGH COURT OF M.P AT JABALPUR)

MANIKLAL JAIN

Petitioner (s)

VERSUS

STATE OF M.P.

Respondent (s)

(With Appln(s). for bail)
(With Office Report)

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. TS Chaudhary, Adv.
Mr. B.K.Satija, Adv.

For Respondent (s) Mr. Uma Nath Singh, 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 Criminal Appeal is disposed of.

.SP1

Hemalatha

(HK Bhatia)
Court Master

(signed order is placed on file)

CRIMINAL APPELLATE JURISDICTION

CRIMINAL APPEAL NO.....OF 2001@@
CCCCCCCCCCCCCCCCCCCCCCCCCCCCCCCCCCCC
(Arising out of SLP(Crl.) 120 of 2001)

Maniklal Jain .. Appellant

vs.

State of Madhya Pradesh .. Respondent

O R D E R@@
CCCCCCCC

.SP2

Leave granted.

The appellant stands convicted under Section 304-B of IPC and a sentence of rigorous imprisonment for seven 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@@
CCCCCCC

Rama Shinde Gosain and Ors vs. State of Gujarat (1999@@
CC
(4) SCC P-421) there is no reason to refrain from@@
CCCCCCCCCCCCCCCC

suspending the sentence as the State could not show any exceptional ground in this case. We therefore make the order dated 8.1.2001 absolute. The appeal is disposed of.

.SP1

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

New Delhi
Dated March 12, 2001

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