

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(s).8633/2008
(From the judgement and order dated 13/03 / 2008 in CR L A No. 1330/2002
of The H I G H C O U R T O F K A R N A T A K A AT B A N G A L O R E)

S H A N K A R I

Petitioner(s)

V E R S U S

S T A T E O F K A R N A T A K A

Respondent(s)

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

Date: 23/03 /2009 This Petition was called on for hearing today.

C O R A M :

H O N ' B L E M R. J U S T I C E L O K E S H W A R S I N G H P A N T A
H O N ' B L E M R. J U S T I C E B. S U D E R S H A N R E D D Y

For Petitioner(s)

Mr. Shekhar G. Devasa, Adv.
Mr. B.V. Pinto, Adv.
Mr. Rohit Pandey, adv.
Mr. V.N. Raghupathy, Adv.

For Respondent(s)

Ms. Anitha Shenoy, Adv.

Mr. K. Radhakrishnan, Sr. adv.
Ms. Shalini Kumar, Adv.
Mr. B. Krishna Prasad, Adv.

UPON hearing counsel the Court made the following

O R D E R

Leave granted.
Heard learned counsel for the parties.

The appeal is partly allowed in terms of the signed order.

The appellant is stated to be on bail. She shall surrender forthwith to
serve out the remaining part of the sentence.

(Ajay Kr. Jain)
Court Master

(Vinod Kulvi)
Court Master

(Signed order is placed on the file)
I N T H E S U P R E M E C O U R T O F I N D I A

C R I M I N A L A P P E L L A T E J U R I S D I C T I O N

C R I M I N A L A P P E A L N O. 540 O F 2009
(Arising out of SL P(Crl.) No.8633 of 2008)

Shankari

Versus

.... Appellant

State of Karnataka

.... Respondent

O R D E R

Leave granted.

Heard learned counsel for the parties.

We find no tangible reason to interfere with the judgment of conviction maintained by the High Court for offences punishable under Section 409/467 /471- A of the I P C and Section 13(2) read with Section 13(1)(c) & (d) of the Prevention of Corruption Act. By the impugned order the High Court reduced the sentence of 4 years imposed upon the appellant on each count by the Trial Court to 3 years but increased the amount of fine from Rs.10,000/- to Rs.20,000/- on each count.

On scrutiny of the judgment of the High Court and the evidence brought on record and looking to the nature of the offence and the status of the appellant being a lady of about 60 years of age, in the interest of justice, we are of the opinion that the the sentence of 3 years on each count has to be reduced to one year R I on each count. However, the amount of fine is increased from Rs.20,000/- to Rs. 30,000/- on each count respectively. The conviction of the appellant is maintained however the sentence imposed upon her shall stand modified in the aforesaid terms. The appeal is partly allowed as indicated above to the extent of sentence.

The appellant is stated to be on bail. She shall surrender forthwith to serve out the remaining part of the sentence.

(LO K E S H W A R S I N G H P A N T A)

.....J.

(B. SUD E R S H A N R E D D Y)

.....J.

New Delhi
March 23, 2009