

S U P R E M E

C O U R T O F I N D I A

RECORD OF PROCEEDINGS

CRLMP. NO. 7533/2010

IN

CRIMINAL APPEAL NO. 828 OF 2008

RADHEY SHYAM

VERSUS

Appellant (s)

UNION OF INDIA

(Appln(s) for bail)

Respondent(s)

Date: 16/08/2011
today.

This Crl. M.P. was called on for hearing

CORAM :

HON'BLE MR. JUSTICE D.K. JAIN

HON'BLE MR. JUSTICE ASOK KUMAR GANGULY

For Appellant(s)

Mr. R.S. Kundu, Adv.
Mr. Vishwa Pal Singh, Adv.
Mr. S.K. Sabharwal, Adv.

For Respondent(s)

Mr. P.P. Malhotra, ASG.
Mr. P.K. Dey, Adv.
Ms. Sadhna Sandhu, Adv.
Mr. S.N. Terdal, Adv.
Mr. B.V. Balaram Das, Adv.(N/P)

UPON hearing counsel the Court made the following

O R D E R

We have heard learned counsel appearing
for the appellant as also the learned Additional
Solicitor General on the question of suspension
of sentence awarded to the appellant.

The custody certificate issued by the
Superintendent, Central Jail, Ujjain, shows that
as on 15th December, 2010, the appellant has
already undergone more than five years of actual
sentence. Learned Additional Solicitor General

has no comments to offer on the custody

certificate as unfortunately even a copy of the
said certificate has not been supplied to him.

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Under the circumstances, we suspend the
sentence awarded to the appellant till the
disposal of this appeal and direct that he be
released on bail, subject to his furnishing a

personal bond in the sum of Rs.10,000/- with one surety in the like amount to the satisfaction of the trial Court. The appellant shall report on the first day of every calendar month to the trial Court and shall not leave the territorial jurisdiction of the Court without its prior permission. The imposition of fine of Rs.1,00,000/- on the appellant shall also remain stayed.

The Crl.M.P. stands disposed of in the above terms.

(VINOD LAKHINA)
Court Master

(KUSUM GULATI)
Court Master