

ITEM NO.47

COURT NO.6

SECTION IIA

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(s).7221/2010

(From the judgement and order dated 02/08/2010 in  
76/2009 of The HIGH COURT OF BOMBAY AT GOA)

CRLA No.

SELVOM ATHISAVEM & ANR

Petitioner(s)

VERSUS

STATE TR.FOOD INSP.

Respondent(s)

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

Date: 17/01/2011 This Petition was called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE MARKANDEY KATJU  
HON'BLE MRS. JUSTICE GYAN SUDHA MISRA

For Petitioner(s) Mr. S.Beno Bencigar, Adv.for  
Mr. M.A.Chinnasamy,Adv.

For Respondent(s) Mr. Siddharth Bhatnagar, Adv.  
Mr. Pawan Kumar Bansal, Adv.for  
Mr. T. Mahipal,Adv.

UPON hearing counsel the Court made the following  
O R D E R

Leave granted.

The Appeal is allowed in terms of the signed order.

(Parveen Kr. Chawla)  
Court Master

( Indu Satija )  
Court Master

[signed order is placed on the file]  
IN THE SUPREME COURT OF INDIA

CRIMINAL APPELLATE JURISDICTION

CRIMINAL APPEAL NO.167 OF 2011  
(Arising from SLP(Crl.) No.7221/2010)

Selvom Athisavem & Anr.

..Appellants

versus

State through Food Inspector

..Respondent

O R D E R

Leave granted.

This Appeal has been filed against the impugned judgment and order dated 02nd August, 2010 passed by the High Court of Bombay at Goa in Criminal Appeal No. 76 of 2009.

The facts have been set out in the impugned judgment and hence we are not repeating the same here.

On the facts of the case, we are of the opinion that the appellants are entitled to the benefit of doubt.

Accordingly, this appeal is allowed and the impugned judgment of the High Court is set aside.

By order dated 13th September, 2010, the appellants were released on bail. They need not surrender and their bail bonds shall stand discharged.

The Appeal is allowed accordingly.

.....J.  
[MARKANDEY KATJU]

NEW DELHI; .....J.  
JANUARY 17, 2011 [GYAN SUDHA MISRA]