

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).565/2010

(From the judgement and order dated 07/08/2009 in CRLA No. 898/2000  
of The HIGH COURT OF MADRAS)

N. KARUNAKARAN & ANR. Petitioner(s)

VERSUS

STATE REP.BY INS.OF POLICE Respondent(s)

(With appln(s) for bail,permission to file lengthy list or dates)

Date: 20/08/2010 This Petition was called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE V.S. SIRPURKAR  
HON'BLE MR. JUSTICE CYRIAC JOSEPH

For Petitioner(s) Mr. K.V. Vishwanathan, Sr. Adv.  
Mr. M. Gireesh Kumar, Adv. for  
Mr. Vijay Kumar,Adv.

For Respondent(s) Mr. S. Thananjayan,Adv.

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

Leave granted.

The appeal is disposed of in terms of signed order.

(Pardeep Kumar)  
Court Master

(Shashi Bala Vij)  
Court Master

[SIGNED ORDER IS PLACED ON THE FILE ]  
IN THE SUPREEM COURT OF INDIA

CRIMINAL APPELLATE JURISDICTION

CRIMINAL APPEAL NO. OF 2010  
[ARISING OUT OF S.L.P.(CRL) NO. 565 OF 2010 ]

N. KARUNAKARAN & ANR. ...APPELLANTS

VERSUS

STATE REP. BY INS. OF POLICE ...RESPONDENT

O R D E R

1. Leave granted.

2. The Sessions Court vide its judgment dated 29.9.2000 convicted both the appellants and sentenced the appellant No. 1 under Sections 7 and 13(2) read with Section 13(1)(d) of Prevention of Corruption Act (for short "the Act") to undergo rigorous imprisonment for three years and to pay a fine of Rs. 500/-, in default to undergo further imprisonment for six months and sentenced appellant No. 2 under under Sections 12 and 13(2) read with Section 13(1)(d) of the Act read with Section 109 of Indian Penal Code to undergo three years' rigorous imprisonment and to pay a fine of Rs. 500/-, in default, to undergo further rigorous imprisonment for six months.

3. Aggrieved by the judgment of the Sessions Court, the appellants filed an appeal before the High Court which was dismissed. Hence, the present appeal by special leave.

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4. We have heard learned counsel appearing for the parties.

5. Mr. K.V. Vishwanathan, learned senior counsel appearing for the appellants submits that both the appellants are of 62 years of age and are facing the prosecution right from 1993 i.e. for the last more than 17 years.

6. Considering both the aspects, while maintaining the conviction of the appellants, we reduce their sentence from three years to one year. The fine amount remains the same.

7. With this modification in sentence, the appeal stands disposed of.

.....J.  
[V.S. SIRPURKAR ]

.....J.  
[ CYRIAC JOSEPH ]

NEW DELHI  
AUGUST 20, 2010