

IN THE SUPREME COURT OF INDIA  
CRIMINAL APPELLATE JURISDICTION

CRIMINAL APPEAL No.2150 OF 2009  
[Arising out of SLP(Crl.) No.9392 of 2008 ]

MITTER PAL ... Appellant(s)

Versus

STATE OF HARYANA & ANR. ... Respondent(s)

ORDER

Leave granted.

This appeal is directed against the judgment and order dated 21st August, 2008, passed by the Punjab & Haryana High Court, in Criminal Appeal No.676SB/98, convicting the appellant and three other accused under Sections 232 and 120B IPC. As far as the appellant is concerned, he was found guilty of the offence on the ground that he was found to be at the place where the machine for manufacturing the counterfeit coins was situated.

Having regard to the above, while issuing notice, we had confined the same only to the question of sentence.  
SLP(Crl.)9392/08 -2-

Having heard learned counsel for the appellant as well as the State and having perused the impugned judgment and the evidence, it appears that the appellant except for being present on the spot, was not found to have been actively involved in the manufacturing of the counterfeit coins in question. Apart from the fact that he is 71 years old, he has already undergone about 2 years of the sentence of five years imposed on him.

Having regard to the above, we consider this a fit case to allow the appeal and while maintaining the conviction, to reduce the sentence to the period which he has already undergone.

The appeal is allowed to the aforesaid extent.

.....J.  
(ALTAMAS KABIR)

.....J.  
(DEEPAK VERMA)

New Delhi,  
November 16, 2009.

ITEM NO.201

COURT NO.4

SECTION IIA

SUPREME COURT OF INDIA  
RECORD OF PROCEEDINGS

Petition(s) for Special Leave to Appeal (Crl) No(s).9392/2008  
(From the judgement and order dated 21/08/2008 in CRLA No.676/1998  
of The HIGH COURT OF PUNJAB & HARYANA AT CHANDIGARH)

MITTER PAL

Petitioner(s)

VERSUS

STATE OF HARYANA & ANR. Respondent(s)  
(With appln(s) for bail and exemption from filing c/c of the  
impugned order)  
(for final disposal)

Date: 16/11/2009 This Petition was called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE ALTAMAS KABIR  
HON'BLE MR. JUSTICE DEEPAK VERMA

For Petitioner(s)

Mr. Amarjit Singh Bedi, Adv.

For Respondent(s)

Mr. Harikesh Singh, Adv.  
for Mr. Manjit Singh, AAG.  
Mr. Kamal Mohan Gupta, Adv.

UPON hearing counsel the Court made the following  
ORDER

Leave granted.

The appeal is allowed in terms of the signed order.

(Sheetal Dhingra)

(Vijay Dhawan)

Court Master

Court Master

[Signed order is placed on the file]