

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).6741/2010

(From the judgement and order dated 18/08/2009 in CRLA No.
53/2002 of The HIGH COURT OF UTTARAKHAND AT NAINITAL)

VISHNU PRASHAD

Petitioner(s)

VERSUS

STATE OF UTTARAKHAND

Respondent(s)

(With office report)

Date: 12/07/2011 This Petition was called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE HARJIT SINGH BEDI
HON'BLE MRS. JUSTICE GYAN SUDHA MISRA

For Petitioner(s)

Mr. Nemi Nath Chaturvedi, Adv.(AC)

For Respondent(s)

Mr. S.S. Shamsbery, Adv.
Mr. Jatinder Kumar Bhatia, Adv.

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

Leave granted.

The appeal is dismissed in terms of the
signed order.

[KALYANI GUPTA]
COURT MASTER

[VINOD KULVI]
COURT MASTER

[SIGNED ORDER IS PLACED ON THE FILE.]

IN THE SUPREME COURT OF INDIA
CRIMINAL APPELLATE JURISDICTION

CRIMINAL APPEAL NO. 1396 OF 2011
ARISING OUT OF S.L.P.(CRL.) NO. 6741 OF 2010

VISHNU PRASHAD

.....

APPELLANT

VERSUS

STATE OF UTTARAKHAND

.....

RESPONDENT

O R D E R

1. Leave granted.

2. In this appeal, the appellant stands convicted under Section 20 of the Narcotic Drugs and Psychotropic Substances Act, 1985 and has been sentenced by the High Court to undergo imprisonment for ten years and to pay a fine of `1 lakh and in default of payment of fine to undergo rigorous imprisonment for a period of two years.

3. We are told by the learned counsel for the appellant that as of today the appellant has undergone almost 11 years of the sentence. We therefore, feel that the ends of justice would be met if the default sentence of two years is reduced to one year.

4. With this modification in the judgment of the High Court, the appeal stands dismissed.

.....J
[HARJIT SINGH BEDI]

.....J
[GYAN SUDHA MISRA]

NEW DELHI
JULY 12, 2011.