

ITEM NO.103

COURT NO.8

SECTION II-C

S U P R E M E C O U R T O F I N D I A  
RECORD OF PROCEEDINGS

Criminal Appeal No(s). 626/2009

SOMU @ SOMASUNDARAM

Appellant(s)

VERSUS

THE STATE REP. BY DY. SUPERINTENDENT OF POLICE

Respondent(s)

Date : 01-12-2022 This appeal was called on for hearing today.

CORAM : HON'BLE MR. JUSTICE B.R. GAVAI  
HON'BLE MR. JUSTICE VIKRAM NATH

For Appellant(s) Mr. S. Nandakumar, Adv.  
Ms. Deepika Nandakumar, Adv.  
Mr. Anand Murthi Rao, Adv.  
Mr. V. N. Raghupathy, AOR

For Respondent(s) Dr. Joseph Aristotle S., AOR  
Ms. Nupur Sharma ,Adv.  
Mr. Shobhit Dwivedi, Adv.  
Mr. Sanjeev Kr. Mahara, Adv.  
Ms. Vaidehi Rastogi, Adv.

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

The Criminal Appeal is disposed of in terms of the signed order.

Pending application(s), if any, is/are disposed of.

(VIJAY KUMAR)  
COURT MASTER (SH)

(ANJU KAPOOR)  
COURT MASTER (NSH)

(Signed order is placed on the file)

IN THE SUPREME COURT OF INDIA  
CRIMINAL APPELLATE JURISDICTION

Criminal Appeal No(s). 626/2009

Somu @ Somasundaram

...Appellant(s)

*Versus*

The State

Rep. By Dy. Superintendent of Police

...Respondent(s)

O R D E R

We have heard learned counsel for the parties at length.

This Appeal is filed against the judgment and order dated 15.10.2008 passed by the learned Single Judge of the High Court of Madras, *vide* which the High Court has confirmed the conviction of the Appellant for the offences punishable under Section 341 of the Indian Penal Code, 1860 and Section 3(1)(x) of the Scheduled Castes and Scheduled Tribes (Prevention of Atrocities Act) Act, 1989 and also confirmed the sentence of six months.

After taking into consideration the nature of the offence and further taking into consideration that the appellant has already undergone more than three months of imprisonment, we find this to be a fit case wherein the appellant should be granted benefit of Probation of Offenders Act, 1958 and Section 360 of the Criminal Procedure Code, 1973.

The appellant is, therefore, directed to appear before the learned Magistrate and execute a bond in the sum of Rs.10,000/- with one or more sureties of the like amount. That during the period of next one year, he shall keep the peace and be of good

behavior and that if he fails to comply with the bond, he shall appear and receive the remainder of the sentence when called upon during the said period of one year.

The Criminal Appeal is, accordingly, disposed of.

.....J.  
(B.R. Gavai)

.....J.  
(Vikram Nath)

New Delhi;  
01.12.2022.