

IN THE SUPREME COURT OF INDIA
CRIMINAL APPELLATE JURISDICTION
CRIMINAL APPEAL NO(S). 583 /2018
(Arising out of SLP(Cr1)No.2361/2018)

P. SWAMINATHAN

..Appellant(s)

VERSUS

STATE SUPERINTENDENT OF POLICE CBI(ACB)CHENNAI-8 ..Respondent(s)

O R D E R

Leave granted.

This Court has passed the following order in SLP(Cr1.)No. 1563/2018 vide order dated 23.2.2018:

"We have heard learned counsel for the petitioner and perused the record.

Having regard to the fact and the circumstances of the present case, while upholding the conviction the sentence awarded to the petitioner is reduced to six months. The petitioner may surrender to custody within eight weeks from today, failing which he may be taken into custody.

The special leave petition is accordingly, disposed of.

Since the order is being passed ex-parte, the respondent will be at liberty to move this court, if aggrieved.

Pending applications, if any, shall also stand disposed of."

However, this is the second offence for which the petitioner has been convicted. Therefore, in peculiar facts of the case, we reduce the sentence from two years to one year, after taking into consideration the second conviction in this case. Both the sentences to run concurrently.

As already ordered on 23.2.2018, surrender be made, failing which the impugned order shall stand.

The appeal is disposed of, accordingly.

Pending applications, if any, stand disposed of.

..... J.
(ARUN MISHRA)

..... J.
(UDAY UMESH LALIT)

NEW DELHI;
APRIL 16, 2018

ITEM NO.39

COURT NO.10

SECTION II-C

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

Criminal Appeal No.583/2018 @ Petition(s) for Special Leave to Appeal (Crl.) No(s).2361/2018

(Arising out of impugned final judgment and order dated 24-10-2017 in CRLA No. 686/2003 passed by the High Court Of Judicature At Madras)

P. SWAMINATHAN

Petitioner(s)

VERSUS

STATE SUPERINTENDENT OF POLICE CBI (ACB)CHENNAI 8 Respondent(s)
(With application for exemption from filing O.T.)

Date : 16-04-2018 This petition was called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE ARUN MISHRA
HON'BLE MR. JUSTICE UDAY UMESH LALIT

For Petitioner(s) Mr. S. Nagamuthu, adv.
Mr. M.P. Parthiban, Adv.
Mr. A.S. Vairawan, Adv.
Mr. Ankur Prakash, AOR

For Respondent(s)

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

Leave granted.

The appeal is disposed of, in terms of the signed order.

Pending applications, if any, stand disposed of.

(B.Parvathi)
Court Master

(Jagdish Chander)
Branch Officer

(Signed Order is placed on the file)