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ITEM NO.61

COURT NO.8

SECTION IIB

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 (Cr1) No(s).5121/2012

(From the judgement and order dated 14/12/2011 in CRA No.1209/2003 of the HIGH COURT OF KERALA AT ERNAKULAM)

SUBHASH Petitioner(s)

VERSUS

STATE OF KERALA Respondent(s)

(With appln(s) for exemption from filing O.T. and suspension of sentence)

Date: 30/08/2013 This Petition was called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE K.S. RADHAKRISHNAN
HON'BLE MR. JUSTICE A.K. SIKRI

For Petitioner(s)

Mr. Renjith B., Adv.
Mr. Sajith. P, Adv.

For Respondent(s)

Mr. M.F. Philip, Adv.
for Ms. Liz Mathew, Adv.

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

Considering the fact that the petitioner is charged for being in possession of only 750 ml of illicit arrack and also considering the fact that the case is pending for over ten years, we are inclined to modify the sentence only to fine of `1,00,000.

We direct that the petitioner shall deposit the fine amount of `1,00,000 with the trial court within a period of two months, failing which the order of the High Court shall stand revived.

The special leave petition stands disposed of in the aforesaid terms.

|(N.S.K. Kamesh)

| |(Renuka Sadana)

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|Court Master

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