

IN THE SUPREME COURT OF INDIA  
INHERENT JURISDICTION

REVIEW PETITION (CRIMINAL)NO. 96 OF 2020

IN

SPECIAL LEAVE PETITION (CRIMINAL)NO.10359 OF 2018

MAHENDRAKUMAR CHANDULAL SHAH

...Petitioner

VERSUS

STATE OF GUJARAT

...Respondent

O R D E R

The petitioner was original accused no.1.

He was convicted for the offences punishable under Sections 7 and 13 of the Prevention of Corruption Act, 1988. In the appeal arising therefrom the entire matter was considered by the High Court and it was concluded:-

"... .. The evidence shows that the accused first accepted the tainted money and then handed it over to accused No.2, who, of course has been acquitted; however, traces of anthracene powder on the right hand of accused No.2, were also found and actual recovery was effected from him. Thus the testimony of P.W.1 and P.W.3 proves demand and acceptance by the accused No.1 and acceptance by accused No.2 from accused No.1 and a consequential recovery from accused No.2, the currency notes bears the same serial number as referred to in the first part of the panchnama;  
... .."

The High Court, thus, affirmed the view taken by the

trial court insofar as the charge under Section 7 of the was concerned. The petitioner was, however, granted benefit insofar as the charge under Section 13 was concerned. The conviction and sentence in respect of Section 7 thus stood affirmed.

In the Special Leave Petition arising therefrom was found to be without any substance and was dismissed by this Court.

We have gone through the contents of the Review Petition and do not find any error apparent on record to justify interference in Review Jurisdiction.

This Review Petition is, therefore, dismissed.

.....J.  
[UDAY UMESH LALIT]

.....J.  
[DINESH MAHESHWARI]

NEW DELHI;  
APRIL 23, 2020.

ITEM NO.1007

SECTION II-B

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

R.P.(Cr1.) No. 96/2020 in SLP(Cr1) No. 10359/2018

MAHENDRAKUMAR CHANDULAL SHAH

Petitioner(s)

VERSUS

THE STATE OF GUJARAT

Respondent(s)

Date : 23-04-2020 This petition was circulated today.

CORAM :

HON'BLE MR. JUSTICE UDAY UMESH LALIT  
HON'BLE MR. JUSTICE DINESH MAHESHWARI

By Circulation

UPON perusing papers the Court made the following  
O R D E R

The Review Petition is dismissed in terms of the signed order.

Pending applications, if any, stand disposed of.

(INDU MARWAH)  
COURT MASTER (SH)

(PRADEEP KUMAR)  
BRANCH OFFICER

(Signed order is placed on the file)