

ITEM NO.71

Court 17 (Video Conferencing)

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

SPECIAL LEAVE PETITION (CRIMINAL) Diary No(s). 21874/2021

BALAMMA

Petitioner(s)

VERSUS

THE STATE OF KARNATAKA

Respondent(s)

(FOR ADMISSION and I.R. and IA No.121347/2021-EXEMPTION FROM FILING O.T. and IA No.121343/2021-EXEMPTION FROM SURRENDERING WITHIN TIME and IA No.121346/2021-PERMISSION TO FILE ADDITIONAL DOCUMENTS/FACTS/ANNEXURES)

Date : 27-09-2021 This petition was called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE C.T. RAVIKUMAR
[IN CHAMBER]

For Petitioner(s) Mr. T. R. B. Sivakumar, AOR

For Respondent(s)

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

IA No. 121343/2021

This is an application seeking exemption from surrendering. As per judgement dated 2.5.2011 in CC No. 261 of 2005, the petitioner was convicted under Sections 420, 466 , 468, & 471 of the Indian Penal Code. For the conviction under Section 420, he was sentenced to undergo simple imprisonment for one year and to pay a fine of Rs. 2000 and in default to undergo simple imprisonment for 01 month; for the conviction under Section 466, he was sentenced to undergo simple imprisonment for 06 months and to pay a fine of Rs.

2000/- and in default to undergo simple imprisonment of 01 month; for the conviction U/s. 468, he was sentenced to undergo simple imprisonment for 06 months and to pay a fine of Rs. 2000 and in default to undergo simple imprisonment for one month & for the conviction U/s. 471, he was sentenced to undergo simple imprisonment for 06 months and to pay a fine of Rs. 2000 and in default to undergo simple imprisonment for 01 month. The petitioner preferred a revision petition before the High Court of Karnataka. As per Order dated 10.11.2020 the revision petition was dismissed. The petitioner seeks leave to file appeal against the said order and in the "Interlocutory Application" he seeks exemption from surrender. Taking note of the sentences imposed on the petitioner pursuant to the conviction under the different sections of the Indian Penal Code mentioned herein before and further that all those sentences are to run concurrently. I am inclined to allow this application.

Hence, the application stands allowed.

(SHUBHAM YADAV)
SENIOR PERSONAL ASSISTANT

(ANITA RANI AHUJA)
ASSISTANT REGISTRAR