

ITEM NO.14 Court 6 (Video Conferencing) SECTION II-A

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

Petition(s) for Special Leave to Appeal (Cr1.) No(s).981/2021

(Arising out of impugned final judgment and order dated 12-02-2020 in CRLAP No. 175/2019 passed by the High Court of Judicature at Bombay)

VIVEK KRISHNAMURARI SHRIVASTAV Petitioner(s)

VERSUS

DADRA AND NAGAR HAVELI ADMINISTRATION Respondent(s)

(WITH I.R. and IA No.14988/2021-EXEMPTION FROM FILING C/C OF THE IMPUGNED JUDGMENT)

Date : 10-02-2021 This petition was called on for hearing today.

CORAM : HON'BLE DR. JUSTICE D.Y. CHANDRACHUD
 HON'BLE MR. JUSTICE M.R. SHAH

For Petitioner(s) Mr. Basant R, Sr. Adv.
 Mr. Vikram Singh Panwar, Adv.
 Mr. Samar Vijay Singh, AOR

For Respondent(s)

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

- 1 The exercise of discretion by the High Court while denying a suspension of sentence under Section 389(1) of the CrPC 1973 in the present case cannot be faulted. The petitioner stands convicted of an offence under Section 302 of the Penal Code. We are not inclined to entertain the Special Leave Petition under Article 136 of the Constitution.
- 2 The Special Leave Petition is accordingly dismissed.
- 3 The appeal filed by the petitioner, being Criminal Appeal (ST) No 149 of 2019
(Vivek Krishnamurari Shrivastav v Dadra and Nagar Haveli

Administration), is pending before the High Court. Connected appeals of the co-accused are pending. Liberty is granted to the petitioner to move the High Court for expeditious disposal.

4 Pending application, if any, stands disposed of.

(SANJAY KUMAR-I)
AR-CUM-PS

(SAROJ KUMARI GAUR)
COURT MASTER