

IN THE SUPREME COURT OF INDIA  
CRIMINAL APPELLATE JURISDICTION

CRIMINAL APPEAL NO(S). /2017  
(ARISING OUT SLP(CRL.) NO. /2017 @ SPECIAL LEAVE PETITION  
(CRIMINAL) Diary No(s). 29460/2017)

HAJI M. HAMSA

APPELLANT (s)

VERSUS

THE STATE OF KERALA

RESPONDENT (s)

O R D E R

Delay condoned.

Leave granted.

The appellant has been convicted for the offence under Section 420 of IPC on the allegation that he made the complainant believe by taking an amount of Rs. 52,000/- giving him a hope that he will arrange a visa for him. Sentence of three months has been imposed. However, we find that the parties have compromised the matter. The appellant has paid a sum of Rs. 9 lakhs to the complainant which fact is affirmed by the learned counsel for the complainant who is present in Court. Having regard to this fact, we are of the opinion that it is a fit case where the offence be compounded as the

complainant stands duly compensated. Accordingly, the conviction and sentence is set aside. The appeal is disposed. of.

.....J.  
[A.K. SIKRI]

.....J.  
[ASHOK BHUSHAN]

NEW DELHI;  
NOVEMBER 10, 2017.

ITEM NO.43

COURT NO.6

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

SPECIAL LEAVE PETITION (CRIMINAL) Diary No(s). 29460/2017

(Arising out of impugned final judgment and order dated 07-03-2017 in CRLRP No. 2188/2008 passed by the High Court Of Kerala At Ernakulam)

HAJI M. HAMSA

Petitioner(s)

VERSUS

THE STATE OF KERALA

Respondent(s)

(With CrI.M.P. No. 100239/2017, CrI.M.P. No. 100247/2017, CrI. M.P. No. 100242/2017 and CrI.M.P. No. 100241/2017 and CrI.M.P. No. 100245/2017 and CrI. M.P. No. 100537/2017)

Date : 10-11-2017 This matter was called on for hearing today.

CORAM : HON'BLE MR. JUSTICE A.K. SIKRI  
HON'BLE MR. JUSTICE ASHOK BHUSHAN

For Petitioner(s) Mr. R. Basant, Sr. Adv.  
Mr. Abraham M.Pattiyani, Adv.  
Mr. Karthik A., Adv.  
Ms. Manju A. Pattiyani, Adv.  
Mr. Prasanth Kulambil, Adv.  
Mr. Jose Abraham, AOR

For Respondent(s) Mr. Junais Padalath, Adv.  
Mr. James P. Thoma, AOR

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

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

Pending application(s), if any, stands disposed of accordingly.

(ASHWANI THAKUR)  
COURT MASTER (SH)

(MALA KUMARI SHARMA)  
COURT MASTER

(Signed order is placed on the file)