

IN THE SUPREME COURT OF INDIA
CRIMINAL APPELLATE JURISDICTION

CRIMINAL APPEAL NO(S).210/2018

(Arising out of Special Leave Petition(Crl.) No(s). 7222/2017)

OM PRAKASH

APPELLANT (S)

VERSUS

CENTRAL BUREAU OF INVESTIGATION

RESPONDENT (S)

WITH

CRIMINAL APPEAL NO(S).211/2018

(Arising out of Special Leave Petition(Crl.) No(s). 8756/2017)

B.M. GHOSH

APPELLANT (S)

VERSUS

THE STATE REPRESENTED BY
CENTRAL BUREAU OF INVESTIGATION

RESPONDENT (S)

CRIMINAL APPEAL NO(S).212/2018

(Arising out of Special Leave Petition(Crl.) No(s). 7566/2017)

JEET RAM SHARMA

APPELLANT (S)

VERSUS

CENTRAL BUREAU OF INVESTIGATION

RESPONDENT (S)

O R D E R

CRL. A NO(S).210/2018

(@ SLP(Crl.) No(s). 7222/2017)

Leave granted.

Having regard to the circumstances which are noted by the High Court in para 22 of the impugned judgment while reducing the sentence imposed upon the appellant from 5 years to 3 years, we are of the opinion that ends of justice would be met if the sentence is reduced to the period already undergone as we are informed that the appellant has served the sentence of more than 2 years. At the same time, we enhance the fine to Rs.1 lakh.

The appeal is disposed of accordingly.

CRL. A. NO(S). 211/2018 (@ SLP(Cr1.) No(s). 8756/2017) & CRL. A. NO(S).212/2018(@ SLP(Cr1.) No(s). 7566/2017)

Leave granted.

Having regard to certain circumstances of these cases while maintaining the conviction, the sentence of the appellant in the abovesaid both appeals is reduced to 1½ years. However, the amount of fine is enhanced to Rs.1 lakh in both the cases.

The appeals are disposed of accordingly.

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

.....J.
[ASHOK BHUSHAN]

NEW DELHI;
JANUARY 31, 2018.

ITEM NO.2

COURT NO.6

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

Petition(s) for Special Leave to Appeal (Cr1.) No(s). 7222/2017

(Arising out of impugned final judgment and order dated 05-09-2017 in CRLA No. 151/2016 passed by the High Court Of Delhi At New Delhi)

OM PRAKASH

Petitioner(s)

VERSUS

CENTRAL BUREAU OF INVESTIGATION

Respondent(s)

WITH

SLP(Cr1) No. 8757/2017 (II-C)

SLP(Cr1) No. 8231/2017 (II-C)

(FOR ADMISSION and I.R. and IA No.109819/2017-PERMISSION TO FILE LENGTHY LIST OF DATES)

SLP(Cr1) No. 8756/2017 (II-C)

SLP(Cr1) No. 7566/2017 (II-C)

(FOR EXEMPTION FROM FILING C/C OF THE IMPUGNED JUDGMENT ON IA 99971/2017

FOR APPROPRIATE ORDERS/DIRECTIONS ON IA 12553/2018
FOR ON IA 12556/2018)

SLP(Cr1) No. 8938/2017 (II-C)

(FOR ADMISSION and I.R. and IA No.104547/2017-EXEMPTION FROM FILING C/C OF THE IMPUGNED JUDGMENT)

SLP(Cr1) No. 9790/2017 (II-C)

(FOR ADMISSION and I.R. and IA No.135879/2017-EXEMPTION FROM FILING C/C OF THE IMPUGNED JUDGMENT and IA No.135881/2017-PERMISSION TO FILE LENGTHY LIST OF DATES)

SLP(Cr1) No. 9713/2017 (II-C)

(FOR ADMISSION and I.R.)

Date : 31-01-2018 These petitions were called on for hearing today.

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

For Petitioner(s) Mr. Sanjeev Anand, AOR
 Ms. Kajal Chandra, Adv.
 Ms. Prerna Chopra, Adv.
 Mr. Akshayt Kapoor, Adv.

Mr. Harishikesh Chitale, Adv.
 Mr. Samir Malik, AOR

Mr. Avadh Bihari Kaushik, AOR

Mr. Jitendra Sethi, Adv.
 Mr. Hemant Gulati, Adv.
 Mr. Jeet Ram Sharma, Adv.
 Mr. Ajit Sharma, AOR

Mr. Ramjee Pandey, AOR

Mr. Aldanish Rein, AOR
 Ms. Shamsravish Rein, Adv.
 Ms. Maheravish Rein, Adv.

For Respondent(s) Mr. Maninder Singh, ASG
 Ms. Ranjana Narayan, Adv.
 Mr. R.S. Chauhan, Adv.
 Mr. Mukesh Kumar Maroria, AOR

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

SLP(Cr1.) No. 8231/2017

The Special Leave Petition is dismissed.

At this stage we are informed that the petitioner has been released on parole due to demise of his father which parole would be expiring on 20th February, 2018. A request is made to extend the parole upto 28th February, 2018. This request is accepted and parole is extended till 28th February, 2018. The petitioner shall surrender on 01.03.2018.

His request for remission of sentence shall also be considered by the competent authority, in accordance with law. We are not

expressing any opinion thereupon.

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

SLP(Crl.) No. 8757/2017, SLP(Crl.) No. 8938/2017, SLP(Crl.) No. 9713/2017 & SLP(Crl.) No. 9790/2017

The Special Leave Petitions are dismissed.

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

Crl.A. No. 210/2018 @ SLP(Crl) No. 7222/2017, Crl.A. No. 211/2018 @ SLP(Crl) No. 8756/2017 & Crl.A. No. 212/2018 @ SLP(Crl) No. 7566/2017

The appeals are 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)