

ITEM NO.801

COURT NO.5

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

I.A.NO.140902 OF 2018 IN SPECIAL LEAVE PETITION (CRIMINAL) Diary
No(s). 35715/2018

(Arising out of impugned final judgment and order dated 14-08-2018
in CRLRP No. 794/2018 passed by the High Court Of Karnataka At
Bengaluru)

UMESH & ORS.

Petitioner(s)

VERSUS

STATE OF KARNATAKA

Respondent(s)

(APPLICATION FOR EXEMPTION FROM SURRENDERING)

Date : 12-10-2018 This petition was mentioned today.

CORAM :

HON'BLE MR. JUSTICE N.V. RAMANA

HON'BLE MR. JUSTICE MOHAN M. SHANTANAGOUDAR

For Petitioner(s)

Mr. Anil Kumar Mishra-I, AOR

For Respondent(s)

UPON being mentioned the Court made the following
O R D E R

Mention was made before the Court by learned counsel for
the petitioners that the typographical error has occurred in the
Order dated 8.10.2018.

He drew the attention of the Court that on 8.10.2018, it was
ordered by me (Mohan M. Shantanagoudar, J.) that Petitioner No.1 -
Umesh and Petitioner No.2 - Santosh are granted five weeks' time to
surrender in view of ensuing Dusshera and Diwali festivals.

However, Petitioner No.3 - Ratnamma, Petitioner No.4 - Sunanda and Petitioner No.5 - Shivananjappa were exempted from surrendering having regard to the material on record, the allegations made against them as well as their age.

I agree with the said submission of learned counsel for the petitioners. Hence the Order dated 08.10.2018, which is already uploaded on the Supreme Court website, needs to be corrected. Accordingly, following order is made :

"Since Dusshera and Diwali festivals are in the near future, Petitioner No.1 - Umesh and Petitioner No.2 - Santosh are granted five weeks' time to surrender. However, Petitioner No.3 - Ratnamma, Petitioner No.4 - Sunanda and Petitioner No.5 - Shivananjappa are exempted from surrendering, having regard to the material on record, their age and their alleged complicity in the crime.

Ordered accordingly."

Order dated 08.10.2018 stands modified accordingly.

(SUKHBIR PAUL KAUR)
AR CUM PS

(RAJ RANI NEGI)
ASSISTANT REGISTRAR