

IN THE SUPREME COURT OF INDIA
CRIMINAL APPELLATE JURISDICTION

CRIMINAL APPEAL NO. _____ OF 2020
(Arising out of SLP(Cr1.NO. 11063 OF 2019

A.S. BAKRUDDIN

APPELLANT

VERSUS

THE STATE OF ASSAM & ANR.

RESPONDENT(S)

O R D E R

Sri A.S. Bakruddin has filed this appeal challenging the legality and correctness of judgment and order dated 11.04.2019 in Cr1.A. 325/2018 whereby the Gauhati High Court has allowed the appeal in part and the accused-appellant was convicted under Section 22(b) of the NDPS Act and sentenced to undergo RI for five years and to pay a fine of Rs.50,000/-, in default RI for three months.

On 02.12.2019, this Court had issued notice only on the question of quantum of sentence.

We have heard the learned counsel for the parties. The High Court on appreciation of evidence on record has found that the drugs seized in the case was found to be less than the commercial quantity. The appellant has been in jail for a period of 3½ years. Having regard to the facts and circumstances of the case, we are of the view that it is just and proper to reduce the

sentence already undergone by him. However, the appellant has to pay a fine of Rs.50,000/- as directed by the High Court within a period of three months from today, in default thereof, to undergo RI for six months. Ordered accordingly.

.....J.
(S. ABDUL NAZEER)

.....J.
(INDIRA BANERJEE)

NEW DELHI

JUNE 10, 2020

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NEW DELHI
JUNE 10, 2020

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). 11063/2019

(Arising out of impugned final judgment and order dated 11-04-2019 in CRLA No. 325/2018 passed by the Gauhati High Court)

A.S. BAKRUDDIN

Petitioner(s)

VERSUS

THE STATE OF ASSAM & ANR.

Respondent(s)

(FOR ADMISSION and I.R. and IA No.179314/2019-CONDONATION OF DELAY IN FILING and IA No.179315/2019-EXEMPTION FROM FILING C/C OF THE IMPUGNED JUDGMENT)

Date : 10-06-2020 This petition was called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE S. ABDUL NAZEER
HON'BLE MS. JUSTICE INDIRA BANERJEE

For Petitioner(s)

Mr. Rajinder Singh, AOR
Mr. Naman Garg, Adv.

For Respondent(s)

Ms. Diksha Rai, AOR
Ms. Palak Mahajan, Adv.

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

Delay condoned.

Leave granted.

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

Pending applications, if any, stand disposed of.

(SUMAN WADHWA)
AR CUM PS

(RAJINDER KAUR)
ASSISTANT REGISTRAR

Signed order is placed on the file.