

IN THE SUPREME COURT OF INDIA
CRIMINAL APPELLATE JURISDICTION

CRIMINAL APPEAL NO. 53 OF 2019
[@ SPECIAL LEAVE PETITION (CRL.) NO. 3826 OF 2018]

D.K. BHATE

Appellant(s)

VERSUS

THE STATE OF MADHYA PRADESH

Respondent(s)

O R D E R

Leave granted.

Considering the 72% physical disability and the age of the appellant to be 82 years and also the fact that he has completed nine months of the sentence, we direct him to be released on the period undergone.

Conviction is maintained. With the aforesaid modification in the impugned order of sentence, the appeal is partly allowed.

It is made clear that this order is passed in the peculiar facts of this case and, therefore, shall not be treated as a precedent.

.....J.
[ARUN MISHRA]

.....J.
[NAVIN SINHA]

New Delhi;
January 11, 2019.

ITEM NO.45

COURT NO.5

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 for Special Leave to Appeal (Crl.) No. 3826 OF 2018

D.K. BHATE

Appellant(s)

VERSUS

THE STATE OF MADHYA PRADESH

Respondent(s)

(IA 29622/2018 - exemption from filing O.T., IA No. 62585/2018 - IA for bail, IA No. 62587/2018 - exemption from filing O.T.)

Date : 11-01-2019 This matter was called on for hearing today.

CORAM : HON'BLE MR. JUSTICE ARUN MISHRA
HON'BLE MR. JUSTICE NAVIN SINHA

For Appellant(s) Mr. Arjun Vinod Bobde, Adv.
Ms. Richa Relhan, Adv.
Ms. Surabhi Sardana, Adv.
Mr. Sarthak Bhatia, Adv.
Mr. Siddharth Nanda, Adv.
Ms. Shagun Seth, Adv.
Mr. Rajat Joseph, AOR

For Respondent(s) Mr. Rahul Kaushik, Adv.
Mrs. Shilpi Satyapriya Satyam, Adv.
Mrs. Bhuvneshwari Pathak, Adv.
Mr. Siddharth Chakravarty, Adv.
Mr. M. K. Pandey, Adv.

Mr. Arjun Garg, AOR

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

Leave granted.

The appeal is partly allowed in terms of the signed order.

Pending interlocutory application(s), if any, is/are disposed
of.

(JAYANT KUMAR ARORA)
COURT MASTER

(JAGDISH CHANDER)
BRANCH OFFICER

(Signed order is placed on the file)