

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 (Crl.) No(s). 9363/2014

(Arising out of impugned final judgment and order dated 24/07/2014 in CRLA No. 426/2001 passed by the High Court of Jharkhand at Ranchi)

NANHAKU RAM

Petitioner(s)

VERSUS

STATE OF JHARKHAND

Respondent(s)

(With appln. (s) for bail and office report)

Date : 28/08/2015 This petition was called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE KURIAN JOSEPH
HON'BLE MR. JUSTICE ARUN MISHRA

For Petitioner(s)

Mr. Akshat Shrivastava, Adv.
Mr. Sarbajit Dutta, Adv.

For Respondent(s)

Ms. Pinky Anand, ASG.
Mr. B.B.Singh, Adv.
Mr. B.Raghunath, Adv.
Mr. Karan, Adv.
Mr. B. V. Balaram Das, Adv.UPON hearing the counsel the Court made the following
O R D E R

Leave granted.

The sentences shall run concurrently. The period
already undergone shall be duly set off.

The appeal is allowed.

(Ashima Chhabra)
Sr.P.A.(TAPAN KUMAR CHAKRABORTY)
COURT MASTER

Signed judgment is placed on the file.

IN THE SUPREME COURT OF INDIA
CRIMINAL APPELLATE JURISDICTION

CRIMINAL APPEAL NO. 1127 OF 2015
(Arising out of S.L.P. (Criminal) No. 9363/2014)

NANHAKU RAM ... APPELLANT (s)

VERSUS

STATE OF JHARKHAND ... RESPONDENT (s)

J U D G M E N T

Leave granted.

2. The conviction and sentence, as confirmed by the High Court of Ranchi in Criminal Appeal No. 426 of 2001, is under challenge. The appellant was convicted under Sections 7 and 13(1) (d) read with Section 2 of The Prevention of Corruption Act, 1988. He was sentenced to undergo rigorous imprisonment for three years under Section 13(2) and for two years under Section 7 of The Prevention and Corruption Act, 1988 with fine. When the matter came up for hearing on 30.03.2015, Notice was issued, limiting the scope to the quantum of sentence.

3. Having regard to the fact that the incident is of the year 1992, the appellant is aged about 65 years and that he is suffering from very serious ailments, we

are of the view that the interest of justice would be served if the punishment is limited to the mandatory minimum, i.e., one year under Section 13(2) and six months under Section 7, as they stood at the relevant time. No change in fine. Ordered accordingly.

4. The sentences shall run concurrently. The period already undergone shall be duly set off.

5. The appeal is allowed as above.

.....J.
(KURIAN JOSEPH)

.....J.
(ARUN MISHRA)

New Delhi;

Date: 28.08.2015.