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Hari Vs. the State of Madhya Pradesh

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Court : Madhya Pradesh

Decided On : Jul-17-2013

Appellant : Hari

Respondent : The State of Madhya Pradesh

Advocate for Pet/Ap. : Shri. Anoop Saxena

Judgement :

M.Cr.C.No.6660/2013 M.Cr.C.No.6660/2013 17.7.2013 Shri Anoop Saxena, counsel for the applicants.

Shri G.S.Thakur, Panel Lawyer for the State/ respondent No.1.

As prayed by the learned counsel for the parties, matter is heard finally.

The applicants have moved an application for extension of time given by order dated 13.12.2011 passed in criminal appeal No.585/1999.

Vide that order the single Bench of this Court has directed that enhanced fine be deposited within a period of 3 months and in default of payment of fine, rigorous imprisonment of 2 months was also directed.

However, the order was passed in the year 2011 and the applicants did not take care to deposit the fine amount in last two yeaRs.Under such circumstances, no enhanced time can be granted.

However, attention of the trial Court is invited to the provisions of section 68 of IPC that after arrest of the applicants, if they deposit the fine amount then, their default sentence may be terminated.

Consequently, the present petition under section 482 of the Cr.P.C.is hereby dismissed with the aforesaid directions.

(N.K.GUPTA) JUDGE M.Cr.C.No.6660/2013 Pushpendra

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