

IN THE HIGH COURT OF JUDICATURE AT BOMBAY

CRIMINAL APPELLATE JURISDICTION

CRIMINAL APPEAL NO.640 OF 2012

Vilas Sarjerao Kadam .. Appellant
Versus
The State of Maharashtra .. Respondent

Mr.Prakash N. Wagh, Advocate for the appellant.

Mrs.Anamika Malhotra, APP for the Respondent State.

CORAM : ABHAY M. THIPSAY, J.

DATED : 27th MARCH 2015

JUDGMENT :

1 For the reasons separately recorded, the following order is passed :

2 Appeal is partly allowed.

3 The conviction of the appellant is altered to, from that of an offence punishable under Part-I of section 304 of the IPC, to the offence punishable under Part-II of section 304 of the IPC.

4 The sentence of Rigorous Imprisonment imposed upon the appellant is reduced to 4(four) years.

5 The amount of fine as imposed by the Addl. Sessions Judge is reduced to Rs.500/-. In default of payment of fine, the appellant shall undergo Rigorous Imprisonment for 10(ten) days.

6 Appeal is disposed of in the aforesaid terms.

(ABHAY M.THIPSAY, J)