

IN THE SPECIAL COURT UNDER THE NATIONAL INVESTIGATION AGENCY
NIA ACT, 2008 (SESSIONS COURT FOR EXCLUSIVE TRIAL OF BOMB BLAST
CASES) CHENNAI AT POONAMALLEE, CHENNAI-56

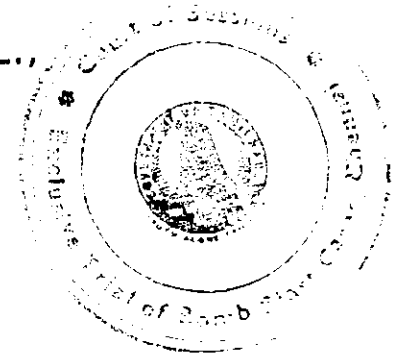


Present : Thiru M.Mony, B.Sc., L.L.B., M.L.,
Special Judge.

Friday, the 28th day of November, 2014.

CALENDAR CASE NO.5/2014

(FIR No.RC 02 2014/NIA/HYD)



Name of the Complainant

: State Represented by
The Deputy Superintendent of Police,
National Investigation Agency,
Ministry of Home Affairs,
Hyderabad
(Camp at Chennai)

Name of the Accused

: 1 Muhammed sakir Hussaien
2 Sivabalan
3 Mohamed Saleem.

Charges framed

: 1 U/s 120 IPC r/w 489 (C) IPC.

2) U/s 120(B) IPC r/w 16 of
Unlawful Activities (Prevention)
Act, 1967

3 Section 16 of Unlawful Activities
(Prevention) Act, 1967

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4) Section 18 of Unlawful Activities (Prevention) Act, 1967

5) Under Section 489 (C) r/w 34 IPC.

6) Under Section 16 of Unlawful Activities (Prevention) Act, 1967 r/w 34 IPC.

Plea of the Accused

: Accused A 1 pleaded guilty. Accused A2 and A3 pleaded not guilty.

Findings of the Court

: The accused A1 Muhammed Sakir Hussaien is found guilty for the following offences:

1) U/s 120 IPC r/w 489 (C) IPC.

2) U/s 120(B) IPC r/w 16 of Unlawful Activities (Prevention) Act, 1967

3) Section 16 of Unlawful Activities (Prevention) Act, 1967

**Section 18 of Unlawful Activities
(Prevention) Act, 1967**

Under Section 489 (C) r/w 34 IPC.

**Under Section 16 of Unlawful
Activities (Prevention) Act, 1967
r/w 34 IPC.**

Sentence passed by the Judge : A1 Muhammad Sakir Hussaien
is convicted and sentenced
as follows:

- 1) For the offence u/s 120(B) r/w 489(C) IPC : Two years S.I.
- 2) For the offence u/s 120(B) r/w 16 UAP Act: Two years S.I.
- 3) For the offence u/s 16 of UAP Act, : Five Years S.I. and fine of
Rs.1,000/-
in default one month S.I.
- 4) For the offence u/s 18 of UAP Act : Five Years S.I. and
Rs.1,000/-
in default one month S.I.
- 5) For the offence u/s 489 (c) r/w 34 IPC No separate sentence is
necessary since the accused is convicted for the offence u/s 120(B)
r/w 489 IPC.

6) For the offence u/s 16 of UAP Act, 1967 r/w 34 IPC :

No separate sentence is awarded since he is convicted in the second charge.

Total Fine amount Rs.2,000/-.

All the sentences passed against this accused shall run concurrently. The period of detention undergone by the accused is ordered to be set off u/s 428 Cr.P.C.

Counsel for the State

: Thiru C.S.S.Pillai, Special
Public Prosecutor.

This Calender case is came on 27.11.2014 for hearing before me in the presence of Thiru C.S.S.Pillai, learned Special Public Prosecutor for State, and M/s Muruganandam, S.Elango, Saranya (Legal Aid) Counsel for A1 and Thiru Pugalenthil, Counsel for A2 and M/s Nathan Associates Counsel for A3, after hearing both sides, due charges framed against the accused persons A1 to A3 and the accused A1 having admitted the charges and pleaded guilty and upon perusing the relevant records and having stood over for consideration till this day, this court pronounced the following:

JUDGMENT

1. The Deputy Superintendent of Police, National Investigation Agency, Hyderabad (Camp at Chennai) has filed Final Report against the following three accused as under:

- 1) Zakhir Hussain
- 2) Sivabalan
- 3) Mohamad Saleem

2. The case of the prosecution is that:

On 28.4.2013 at 18.15 hours Shri N.Velavan Inspector of Police, Chennai City, Q Branch CID and his Team intercepted accused A1 Mohamed Zahir Hussain on the basis of the specific information that A1 Mohamd Zahir Hussain of Srilanka who is staying in Mannaday in a lodge is indulging in spying activities as an agent of Pakistan to cause explosion at American Consulate in Chennai and is preparing for the same and interrogating him. The said A1 Mohamed Zahir Hussain admitted his link with the officers of the Pakistan Consulate in Colombo Srilanka. He was also found in possession of two thousand rupees denomination and two five hundred

rupees denomination counterfeit Indian Paper Currencies, which he informed the Inspectors, were given to him by Ameer Subar Siddique an official of Pakistan Consulate in Colonombo Sri Lanka (absconding). Therefore, the Q Branch DSP along with a special report arrested Mohamd Sahir Hussain in crime no:1/2014 u/s 16, 17, 18 and 20 of Unlawful Activities (Prevention) Act, 1967 and Sections 120(B), 34, 124(A), 489 (C) IPC was registered on 28.4.2014 at 21.15 hours.

In view of the gravity of the offence, the Central Government in exercise of its powers u/s 6 r/w Section 8 of NIA Act, 2008, vide order in REf.No.F.No.11011/07/2013-IA.IV dated 18.6.2014 of the Ministry of Home Affairs directed NIA to take up further investigation in this case. Accordingly, NIA registered the case in RC.No.02/2014/NIA/HYD on 20.6.2014 and filed the FIR before the Special Court for NIA Cases, Poonamallee, at Chennai on 21.6.2014.

The investigation revealed that A1 Muhammed Zakhir Hussaien knew one Sri Lankan Intelligence official by name Weerakone who is working at the Colombo Airport. As per the admission of (A1) Muhammed Sakir Hussaien, he came in to contact with one (A2) Amir Zabair Siddique, who was a counsellor in Pakistan Consulate. In December, 2012, he went to the

Pakistan High Commission at Colombo and met the Counselor (A2) Amir Zubair Siddique for the first time, one day prior to Christmas. In the first week of February in 2013, after contacting him over phone, A1 Mhuammed Sakir Hussaien had met the Counsellor A2 Amir Zubair Siddique for the second time. At the end of February, he met him for the third time, and (A2) Amir Zubair Siddique asked him to spell out what type of information he could give.

As instructed by A2 Amir Zubair Siddique, (A1) Muhammed Sakir Hussaien met him at the Pakistan Consulate, Colombo on a Friday in April 2013. (A2) Amir Zubair Siddique introduced (A1) Muhammed Sakir Hussaien to his higher officials (A3) Boss @ Shah. Both (A3) Boss @ Shah and A2 Amir Zubair Siddique asked Mohamed Sahir Hussain to gather and give specific information about the Chennai Port, Cochin Navel Base and Visahapattinam Naval Base. ie.. about its location, about the ships which are anchored there and programmes that took place in those places. They wanted persons working at those places to be engaged for this purpose. They further added that it would be better if such persons are Muslims who have worked in the Gulf area. (A2) Amir Zubair Siddique has also given his mobile number 0721111128 to (A1) Muhammed Sakir Hussaien. They met again after three days at Swimming Pool Hotel at Colombo. At that time

(A2) Amir Zubair Siddique told (A1) Muhammed Sakir Hussaien to obtain the train particulars of trains coaches transporting arms and army personnel. He further instructed him to steal the laptops of Army personnel and handover the same to Pakistan High Commission office. (A1) Muhammed Sakir Hussaien demanded Rs.10 lakhs for hiring a person to steal, for which (A2) Amir Zubair Siddique agreed. He also said, if such laptops contain the information required by them, they would give more money and further instructed that they could give Rs.1 lakh for each copy of the print out of E-mail correspondences coming to the Higher Officials in the Indian High Commission. On that day (A1) Muhammed Sakir Hussaien was paid Rs.10,000/- (Sri Lankan money) by (A2) Amir Zubair Siddique.

In May 2013, (A2) Amir Zubair Siddique called (A1) Muhammed Sakir Hussaien over mobile phone and enquired about the progress of their plan demands. In June 2013, (A2) Amir Zubair Siddique instructed (A1) Muhammed Sakir Hussaien to go to Chennai and take photograph of the American Consulate at Chennai and send the same to his E-mail address. Accordingly, (A1) Muhammed Sakir Hussaien came to Chennai and stayed at White Palace Hotel in Mannady, Chennai and took five photos of the American Consulate in his apple i-phone from above the Anna fly-over. (A1) Muhammed Sakir Hussaien also sent the photographs through E-mail to (A2) Amir Zubair Siddique from a private communication office. When (A1)

Muhammed Sakir Hussaien went to Colombo and met (A2) Amir Zubair Siddique and (A3) Boss @ Shah, they informed (A1) Muhammed Sakir Hussaien that they had received the E-mail and paid him Rs.20,000/- (Sri Lankan money). Further they instructed (A1) Muhammed Sakir Hussaien to focus the American Consulate clearly and also take photographs covering the deployment and movement of police, as well as to take photographs of some other important places in Chennai where general public, Americans and Israeli people visit. They also asked him to befriend one 2nd level security personnel from the American Consulate and introduce him to them, so that they could get information about the movement of the vehicles and the officials of American Consulate. They instructed (A1) Muhammed Sakir Hussaien to make arrangements to take two Pakistani Nationals to Chennai, by preparing fake Passports and Visas for them. (A1) Muhammed Sakir Hussaien informed them that preparation of fake documents for the Pakistani Nationals would take at least 21 days and may also cost 2000 dollars (US) each and suggested that those persons could be brought via Maldives to Cochin. After two days, (A2) Amir Zubair Siddique and (A3) Boss @ Shah along with 3 other persons met (A1) Muhammed Zakhir Hussaien at the Pakistan Consulate, Colombo. During this meeting (A2) Amir Zubair Siddique and (A3) Boss @ Shah wanted him to collect information about the Bangalore Electronic City (Plan, area, etc.,). (A2) Amir Zubair Siddique paid

2000 dollars to (A1) Muhammed Sakir Hussaien and instructed him to go to Bangkok. As instructed, (A1) Muhammed Sakir Hussaien went to Bangkok on 12th October 2013. Two persons met him at Bangkok of which, one person looked like a Pakistani and the other's identity is not known. They asked (A1) Muhammed Sakir Hussaien to arrange for their entry into India. On the next day, another person by name Khan also met him along with those two persons. They asked him to arrange Visa for them for their entry into India. (A1) Muhammed Zakir Hussaien came to understand that these persons are entrusted with the job of entering into India and cause explosion at the American Consulate, Chennai, Israel Consulate at Bangalore, Electronic City in Bangalore and some other important places.

A(1) Muhammed Zakir Hussaien has taken photographs of two persons in his mobile phone, whom he met at Bangkok.

In February 2014, (A1) Muhammed Sakir Hussaien visited Maldives and met Khan again at Hotel Luckiya Palace, on the instructions of (A2) Amir Zubair Siddique. Khan wanted (A1) Muhammed Sakir Hussaien to take Fake Indian Currencies into India, but A1 Muhammed Sakir Hussaien requested him to hand over the same in India. Khan informed (A1) Muhammed Zakir Hussaien that he would arrange and send High Quality

Counterfeit Indian Paper Currency through one (A4) Balu @ Balan to Chennai for carrying out the operation as instructed by (A2) Amir Zubair Siddique and that the said (A4) Balu @ Balan is the uncle of one Kalid, who is in Sri Lanka and a friend of Khan.

During 2014 March, (A1) Muhammed Zakir Hussaien met Arshad, a Sri Lankan Muslim and a member of a Jihadi Movement called 'Al Sabha' (Young Muslim) in Colombo. Arshad gave the mobile phone number of one (A8) Mohamed Sulaiman @ Mohamed Hussain @ Hussaine Raas of Malaysia and told (A1) Muhammed Zakir Hussaien to contact him. (A1) Muhammed Zakir Hussaien contacted (A8) Mohamed Sulaiman @ Mohamed Hussain @ Hussaine Raas from his mobile phone from Thiruvananthapuram. (A8) Mohamed Sulaiman @ Mohamed Hussain @ Hussaine Raas in turn gave him the mobile number of (A9) Major @ Mullah and asked him to meet (A9) Major @ Mullah at Akkarapathi in Sri Lanka. In March 2014 A1 Muhammed Sakir Hussaien visited Akkarapathi and met (A9) Major @ Mullah. The said (A9) Major @ Mullah informed (A1) Muhammed Sakir Hussaien that the name of the project of planting bombs in American Consulate Chennai is code named as "Wedding Project" and Wedding Hall' is "US Consulate (Target)", 'Cooks' are those coming to India via Sri Lanka for completing the conspiracy and the spice contents are the "bomb devices" through which

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the conspiracy has to be fulfilled. He further instructed (A1) Muhammed Zakir Hussaien to use these code words during the further conversations in this regard. (A9) Major @ Mullah asked (A1) Muhammed Sakir Hussaien, whether arrangements can be made for two persons to come from Sri Lanka with the spice contents to sea shore area of India between Rameswaram and Tuticorin by ferrying them in an illegal rowing boat. (A9) Major @ Mullah also informed (A1) Muhammed Sakir Hussaien that he will come to Chennai via Orissa and (A8) Mohamed Sulaiman @ Mohamed Hussain @ Hussaine Raas will come to Chennai from Malaysia and join them for the operation.

(A1) Muhammed Sakir Hussaien informed (A9) Major @ Mullah that travelling by boat would be difficult and offered to arrange for passport for those two persons. (A9) Major @ Mullah informed him that taking the spice contents (explosive materials) by flight is very difficult. (A1) Muhammed Zakir Hussaien informed these details to (A8) Mohamed Sulaiman @ Mohamed Hussain @ Hussaine Raas over phone. (A8) Mohamed Sulaiman @ Mohamed Hussain @ Hussaine Raas demanded Rs.50-Crore to carry out the plan and demanded Rs.20 Crore as advance from (A2) Amir Zubair Siddique. (A1) Muhammed Sakir Hussaien personally informed this to (A2) Amir Zubair Siddique. (A2) Amir Zubair Siddique said that he could speak to Arshad. On 20th March 2014, (A2) Amir Zubair

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Siddique asked (A1) Muhammed Zakir Hussaien to meet him at Hotel Jetwin sea-Negambo. When he met (A2) Amir Zubair Siddique, two high officials were also present there along with him. They asked (A1) Muhammed Sakir Hussaien to arrange for Passport and Visa for two Pakistanis and take them from Colombo to Bangalore via Maldives. (A2) Amir Zubair Siddique also instructed him to find a house in Bangalore for their stay. He was also told to make a business contact with Himalaya Drugs Company. (A1) Muhammed Sakir Hussaien accepted the same and (A2) Amir Zubair Siddique paid him Rs.5000/- Sri Lankan money. When (A1) Muhammed Sakir Hussaien met (A2) Amir Zubair Siddique during April 2014 at Pakistan Consulate, Colombo, (A2) Amir Zubair Siddique handed over two numbers of 1000 denomination High Quality Counterfeit Indian Paper Currency and two numbers of 500 denomination Counterfeit Indian Paper Currency as sample and assured (A1) Muhammed Sakir Hussaien that he will arrange more High Quality Counterfeit Indian Paper Currency through Khan and that the High Quality Counterfeit Indian Paper Currency will be delivered at Chennai as and when required by him for carrying out their plan.

On 18.4.2014 (A1) Muhammed Sakir Hussaien left Colombo and reached Trichy, then came to Chennai by bus and stayed in the White Palace Lodge, Mannady, Chennai in Room No. 209. After his arrival in



Chennai (A1) Muhammed Sakir Hussaien contacted (A4) Balu @ Balan and demanded 3 Lakh High Quality Counterfeit Indian Paper Currency. (A4) Balu @ Balan informed (A1) Muhammed Sakir Hussaien that he is arranging the 3 Lakh High Quality Counterfeit Indian Paper Currency through one (A5) Sivabalan and that it will be delivered in the last week of April. As instructed by (A2) Amir Zubair Siddique, (A1) Muhammed Sakir Hussaien had photographed the American Consulate, Chennai in his Apple i-phone from various angles, and also taken photographs of certain prime location / important places in Chennai such as Central Railway Station, American Consulate, Rajiv Gandhi Govt. Hospital, Doordarshan Kendra, High Court premises etc., where people gather in large number. Further he has gathered details about the important places like the Airport and Kalpakkam Atomic Power Plant. (A1) Muhammed Sakir Hussaien was intercepted on specific information by Inspector of Police, 'Q' Branch CID, Chennai and his party red-handed on 28.04.2014 at Sivananda Road, Chennai and the High Quality Counterfeit Indian Paper Currency given to him by (A2) Amir Zubair Siddique was seized from him along with two Nokia mobile phones and his Sri Lankan Passport bearing No.: N-5143357, which was in his possession at the time of interception. After arrest, on his confession the DySP 'Q' Branch CID has seized his apple i phone. Which was used to take photographs of prime places of Chennai.

As per the request of (A1) Muhammed Sakir Hussaien, (A4) Balu @ Balan approached one (A5) Sivabalan who is also a Sri Lankan National and requested him to arrange for 3 Lakh High Quality Counterfeit Indian Paper Currency for (A1) Muhammed Sakir Hussaien. The said (A5) Sivabalan approached (A6) Mohammad Saleem of Royapuram, Chennai and requested him to arrange for 3 Lakh High Quality Counterfeit Indian Paper Currency, as requested by (A4) Balu @ Balan. The said (A6) Mohammad Saleem approached one (A7) Noorudeen@Rafi @ Ismail and received Rupees 2.75 lakh of High Quality Counterfeit Indian Paper Currency from him and handed over to (A5) Sivabalan. (A5) Sivabalan in turn handed over the same to (A4) Balu @ Balan. Since the (A1) Muhammed Sakir Hussaien was arrested by the Police on 28.04.2014 (A4) Balu @ Balan called (A5) Sivabalan on 01.05.2014, retained Rs.25,000/- High Quality Counterfeit Indian Paper Currency with him and returned Rs.2.50 lakh of High Quality Counterfeit Indian Paper Currency to (A5) Sivabalan. (A5) Sivabalan and (A6) Mohammad Saleem were caught red-handed by the DySP 'Q' Branch CID, Chennai on specific information while exchanging the High Quality Counterfeit Indian Paper Currency near Panagal Park, T.Nagar, Chennai and arrested. The High Quality Counterfeit Indian Paper Currency amounting Rs.2.5 lakh was sized from them.



conspiracy to commit a terrorist act in the American Consulate at Chennai, the Israeli Consulate Bangalore and other places. They have also conspired to send 5 lakh Rupees worth of High Quality Counterfeit Indian Paper Currency in to India to carry out their plan. In furtherance of the conspiracy (A1) Muhammed Sakir Hussaien came to India during June 2013, took photographs of the American Consulate in Chennai and sent the same to (A2) Amir Zubair Siddique through e-mail. Again (A1) Muhammed Sakir Hussaien came to India on 18.04.2014 and took photographs of certain prime location / important places in Chennai such as Central Railway Station, American Consulate, Rajiv Gandhi Govt. Hospital, Doordarshan Kendra, High Court premises etc., in his Apple i-phone. He has also brought two numbers of 1000 rupees denomination and two numbers of 500 rupees denomination High Quality Counterfeit Indian Paper Currency from Sri Lanka which were given to him by (A2) Amir Zubair Siddique.


On the basis of a specific information (A1) Muhammed Sakir Hussaien was intercepted and interrogated on 28.04.2014 at 18.15 hrs at Sivananda Road, Chennai near TV Station by Inspector of Police, 'Q' Branch CID, Chennai and was found in possession of two numbers of 1000 Rupees and two numbers of 500 Rupees denomination High Quality Counterfeit Indian Paper Currency for circulation in India to cause damage to the monetary stability of India hence he was arrested and the High Quality Counterfeit

Indian Paper Currency were seized and hence their evil design was thwarted by the 'Q' Branch CID, Chennai.

(A4) Balu @ Balan, (A5) Sivabalan, (A6) Mohammad Saleem and (A7) Noorudeen @ Rafi @ Ismail have arranged Rs.2.75 lakh worth of High Quality Counterfeit Indian Paper Currency from one Farikul Islam of Malda for circulation through (A1) Muhammed Sakir Hussaien as arranged by (A2) Amir Zubair Siddique through his men in Sri Lanka viz. Khan for circulation to cause damage to the monetary stability of India.

On a specific information A5 Sivabalan and A6 Mohammad Saleem were caught red-handed on 01.05.2014 at 13.30 hrs near Panagal Park, T.Nagar, Chennai by the Deputy Superintendent of Police, 'Q' Branch CID, Chennai while exchanging 500 numbers of 500 Rupees denomination High Quality Counterfeit Indian Paper Currency amounting to Rs.2.5 lakh which was arranged for circulation in India to cause damage to the monetary stability of India and hence both of them were arrested and the High Quality Counterfeit Indian Paper Currency were seized from them.

During the course of investigation, the accused (A1) Muhammed Sakir Hussaien identified the places where he met his handlers in Sri Lanka and the same were plotted on Google Earth as follows:-



During interrogation accused (A1) Muhammed Sakir Hussaien explained that he had a meeting with Mansoor a member of a Sri Lankan Jihadi Group at Beach Mosque Katthankudy, Eastern Province, Sri Lanka, this Mansoor later introduced him to (A2) Amir Zubair Siddique. The accused then browsed and pointed towards the mosque which is very near to the sea shore marine drive in Kattankudy.

The accused (A1) Muhammed Sakir Hussaien then typed Pakistan high commission in Colombo where he got introduced to (A2) Amir Zubair Siddique and (A3) Boss @ Shah and had several meetings with them later on.

The accused (A1) Muhammed Sakir Hussaien then typed Colombo swimming club and disclosed that he had few meetings with (A2) Amir Zubair Siddique in this club. Here (A2) Amir Zubair Siddique gave instructions to collect information about Vizag Naval Base and about the Trains carrying Indian Army's Arms and ammunitions and also told him to steal the laptops of High commissioner, Deputy commissioner and senior consular of Indian High commission in Colombo. They wanted persons working at those places to be engaged for this purpose. They further added

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that it would be better if such persons are Muslims who have worked in the Gulf area. (A2) Amir Zubair Siddique has also given his mobile number 0721111128 to (A1) Muhammed Sakir Hussaien. They met again after three days at Swimming Pool Hotel at Colombo. At that time (A2) Amir Zubair Siddique told (A1) Muhammed Sakir Hussaien to obtain the train particulars of trains coaches transporting arms and army personnel. He further instructed him to steal the laptops of Army personnel and handover the same to Pakistan High Commission office. (A1) Muhammed Sakir Hussaien demanded Rs.10 lakhs for hiring a person to steal, for which (A2) Amir Zubair Siddique agreed. He also said, if such laptops contain the information required by them, they would give more money and further instructed that they could give Rs.1 lakh for each copy of the print out of E-mail correspondences coming to the Higher Officials in the Indian High Commission. On that day (A1) Muhammed Sakir Hussaien was paid Rs.10,000/- (Sri Lankan money) by (A2) Amir Zubair Siddique.

3. On perusal of the Final Report the sanction for prosecution against A1 Mohamed Sazhir Hussain, Sivabalan and Saleem was granted in exercise of the powers conferred u/s 45 (1) of Unlawful Activities (Prevention) Act, 1967 as amended in 2008 and Section 196 of Cr.P.C. has been accorded by the Ministry of Home Affairs, Government of India vide



Order No.11011/32/20140IS.IV, Government of India, Ministry of Home Affairs, (Internal Security) - 1., Division), North Block, New Delhi dated 22nd October 2014 against Mohamed Zakir Hussain and two others.

4. To establish the case of the prosecution the prosecution has cited 41 witnesses. The free copies of the Final Report and other eligible documents were furnished to the accused u/s 207 Cr.P.C.

5. This Court took cognizance of this case and free copies were furnished to the accused on 18.11.2014. This Court framed charges against the accused persons on 27.11.2014 as follows:

- 1) A 1 to A3 committed offence punishable u/s 120(B) r/w 489 (C) IPC
- 2) A 1 to A3 committed offence punishable u/s 120(B) r/w 16 of UAP Act, 1967
- 3) A1 has committed an offence punishable u/s 16 of UAP Act, 1967
- 4) A 2 and A3 have committed an offence punishable u/s 16 of UAP Act, 1967
- 5) A1 to A3 have committed an offence punishable u/s 18 of UAP Act, 1967
- 6) A 1 to A3 have committed an offence punishable u/s 489(C) r/w 34 IPC.

7) A1 to A3 have committed an offence punishable u/s 16 of UAP Act, 1967 r/w 34 IPC

7. For all the charges the accused A1 Muhammed Sakir Hussaien pleaded guilty and admitted the charges. Hence, the accused A1 Muhammed Sakir Hussain is hereby convicted for the above said charges.

For due compliance of the provision under Section 248(2) of Cr.P.C. the accused was questioned today about the sentence to be imposed. Accused requested that.....

கருணை அடிப்படையில் மிக குறைந்த தண்டனை வழங்க வேண்டுகிறேன்.

Considering the nature of the offence and the materials against the accused this court is of the view that a punishment of minimum sentence as prescribed in the Act can be awarded

In the result, Mohammed Sahir Hussain is convicted and sentenced as follows:

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1) For the Charge No.1 Offence u/s 120(B) r/w 489(C) IPC the said accused is sentenced to undergo Two years Simple Imprisonment.

2) For the Charge No:2 Offence u/s 120(B) r/w 16 UAP Act the said accused is sentenced to undergo Two years Simple Imprisonment.

3) For the Charge No: 3 Offence u/s 16 of UAP Act,1967 the said accused is sentenced to undergo Five Years Simple Imprisonment and to pay a fine of Rs.1,000/- (Rupees One Thousand Only) in default to undergo one month Simple Imprisonment.

4) For the Charge No:5 Offence u/s 18 of UAP Act, 1967 the said accused is sentenced to undergo Five Years Simple Imprisonment and to pay a fine of Rs.1,000/- (Rupees One Thousand Only) in default to undergo one month Simple Imprisonment.

5) For the Charge No:6 & 7 : No separate sentence is awarded since the accused is convicted for the 1st and 2nd charge.
(Total fine amount Rs.2,000/- (Rupees Two thousand only))

Considering the facts and circumstances of the case and plea of the accused, all the sentences passed against this accused shall run



accused is ordered to be set off u/s 428 Cr.P.C.

In respect of the other two accused, namely, Sivabalan and Mohamed Saleem, the case is ordered to be split up.

Dictated to the Steno-Typist, typed by him directly, corrected and pronounced by me in open court this the 28th day of November 2014.

M. MOHAMMAD
28/11/14
SPECIAL JUDGE.

Revenue a copy of Judgment.

[Signature]

28/11/2014

/CERTIFIED TO BE TRUE COPY/

28/11/14
Head Clerk
Sessions Court for Exclusive
Trial of Bomb Blast Cases
Chennai at Poonamallee

Special Court Under the NIA Cases.

POONAMALLEE, MADRAS-600 056

C. A. No. and date: 20/14... Dt 28.11.14

Crl. M. P. No. or

C. C. No. : 5/14

Called for on : 28.11.14

Deposited on : 28.11.14

Ready on : 28.11.14

Delivered on : 28.11.14


28.11.14
Superintendent of Copyist/
Head Clerk