

HIGH COURT OF CHHATTISGARH, BILASPUR

Criminal Revision No.327 of 2015

Mohnish Kumar Gabel @ Monu Gabel **Verses** State of Chhattisgarh

16.3.2016	Shri Manoj Kumar Sinha, counsel for the applicant. Shri SC Khakharia, Dy. Advocate General for the State/ respondent. It is informed by counsel for the applicant that on account of incident happened on 16.12.2012 police of Khasriya registered Crime No.532/12 against the present applicant and other co-accused. Since the present applicant was delinquent juvenile, criminal Case No.10/13 under Section 302/34 of the Indian Penal Code for murder of Santosh Agrawal and Anil Kushwaha was filed before Juvenile Justice Board, Raigarh and police filed separate charge sheet against other co-accused persons Anar Babu and Vikas Patel before regular Court. The present applicant has been convicted for the offence under Section 302/34 of the Indian Penal Code and sentenced accordingly vide judgment dated 21.01.2015. Thereafter he has preferred the criminal appeal No.04/15 before Special Judge Raigarh and vide judgment dated 31.3.2015 the Special Judge dismissed the appeal and affirmed the judgment of conviction and sentence passed by the trial Court under the appellate jurisdiction vested in it through Section 52 of the Juvenile Justice (Care and Protection of Children) Act, 2000. Against the said judgment, present applicant has preferred the instant criminal revision. On the other hand, other co-accused namely Anar Babu and	

	Vikas Patel have been convicted by the Court of Sessions Raigarh. Against the said judgment of conviction and sentence both the above convicted co-accused Anar Babu and Vikas Patel preferred criminal appeals No.1279/14 and 1300/14 which is pending before this Court. As per the submission it would be appropriate to ascertain whether both the above criminal appeals and the instant criminal revision may be disposed of together or not. Registrar (Judl.) is directed to verify the above facts and if necessary place the matter for appropriate order as expeditiously as possible. Sd/- (Chandra Bhushan Bajpai) Judge	
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