

Vikram alias Beparwah vs. State of H.P. and connected matter

Cr. Appeal No.147 of 2022 a/w Cr. Appeal No.226 of 2022

24.03.2023 Present: **Cr. Appeal No.147 of 2022**
Mr. Kanwar Virender Singh, Advocate, for the appellant.

Mr. Rakesh Dhaulta, Additional Advocate General, for the respondent.

Cr. Appeal No.226 of 2022

Mr. Alok Ranjan, Advocate on behalf of Mr. Rajiv Rai, Advocate, for the appellant.

Mr. Rakesh Dhaulta, Additional Advocate General, for the respondent.

Cr. MP No.1571 of 2022 in Cr. Appeal No.147 of 2022

Heard.

This application is ordered to be taken up with the main appeal at the time of its hearing.

Cr. MP No.1569 of 2022 in Cr. Appeal No.147 of 2022

Applicant has filed the application, seeking suspension of his sentence during the pendency of the appeal.

Learned counsel for the applicant has submitted that no reliance could be placed on the testimony of PW-3 Rachhpal, as there was delay in recording of the statement of the said witness.

Learned State Counsel has submitted that the application, seeking suspension of his sentence, moved by co-accused, has been dismissed by this Court vide order dated 7th December, 2022. Hence, the present application is liable to be dismissed.

Co-accused Sanju alia Ram had moved an application, seeking suspension of his sentence during the pendency of the appeal, and the said application was dismissed vide order dated 7th December, 2022. Since case of the present applicant is similar to that of his co-accused whose application was dismissed by this Court, the present application is liable to be dismissed and is accordingly dismissed.

(Sabina)
Acting Chief Justice

(Satyen Vaidya)
Judge

March 24, 2023
(vt)