

IN THE HIGH COURT OF JHARKHAND AT RANCHI  
Criminal Appeal (S.J.) No.702 of 2006

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Kamal Kishore Singh

...Appellant

Versus

The State of Jharkhand

....Respondent

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Coram: HON'BLE MR JUSTICE RAJESH KUMAR

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For the appellants : Ms. Madhulika Das Gupta, A.C.

For the State : Mr. Rajesh Kumar Mahta, APP

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07/28.02.2020: It has been pointed out by learned APP that present appeal is in the nature of second appeal. The original order of conviction has been passed by the Assistant Sessions Judge- I, Gumla in S.T. No.6 of 1999 dated 14.09.2004 whereby the appellant has been convicted for the offence under Section 307 of the Indian Penal Code and sentenced for five years rigorous imprisonment and fine of Rs.1,000/- with stipulation of default clause. Against the above order of conviction, the appeal has been preferred being Cr. Appeal No.70 of 2004 before learned 1<sup>st</sup> Addl. Sessions Judge, Gumla which has been dismissed by the judgment dated 28.03.2005. Against the dismissal of appeal, present criminal appeal being Cr. Appeal (S.J.) No.702 of 2006 has been preferred, which is not maintainable rather revision should have been filed.

Counsel for the appellant seeks permission to convert this appeal into revision.

Permission is granted.

Let necessary correction be carried out within two weeks and Office is directed to make fresh stamp reporting accordingly.

(Rajesh Kumar, J.)