

IN THE HIGH COURT OF JHARKHAND AT RANCHI

Cr. Appeal (SJ) No.171 of 2005

Rafique Sk. & Ors. Appellants

Versus

The State of Jharkhand Respondent

CORAM : HON'BLE MR. JUSTICE DEEPAK ROSHAN

For the Appellant :Ms. Sharda Kumari, Adv.

For the Res-Sate :Mr. Azeemuddin, APP

08/30.08.2023 Ms. Sharda Kumari, learned counsel for the appellants assailed the impugned judgment on the following grounds:-

- (i) I. O has not been examined in this case.
 - (ii) Doctor P.W.-8 has opined that total four injuries out of them 3 and 4 simples in nature and initially injuries no.1 and 2 the X-ray was recommended and after received the X-ray report it was observed that even injury nos. 1 and 2 were simple in nature.
 - (iii) Though there is specific allegation against appellant No.1 for using arms but all the appellants have been convicted under the Arms Act. She lastly submits that the other appellants except appellant no.1 should not have been convicted under Section 27 of the Arms Act, inasmuch as, neither they have used the arms nor they have knowledge that appellant No.1 will using arms.
2. Mr. Azimuddin, learned APP prays and is allowed a short adjournment to reply on these points.
 3. Put up this case on 06.09.2023.

(Deepak Roshan, J.)