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Cr1.A.No. 877-878 OF 2001
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ITEM No.111 Court No. 7 SECTION IIA

S U P R E M E C O U R T O F I N D I A
R E C O R D O F P R O C E E D I N G S

Criminal Appeal No.877-878 of 2001@@
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RAJEEV KISHORE RATNA Appellant (s)

VERSUS

RAM CHANDRA PRASAD & ORS. Respondent (s)

Date : 21/11/2002 This Appeal was called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE N. SANTOSH HEGDE
HON'BLE MR. JUSTICE B.P. SINGH

For Appellant (s) Mr. Akhilesh Kumar Pandey, Adv.

For Respondent (s) Mr. Amita Gupta, Adv.

UPON hearing counsel the Court made the following

O R D E R

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.SP2

These appeal fail and the same are dismissed.

.SP1

(Pawan Kumar) (Shelly Sen Gupta)
Court Master Court Master

(signed order is placed on the file)

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IN THE SUPREME COURT OF INDIA
CRIMINAL APPELLATE JURISDICTION

CRIMINAL APPEAL NOS. 877-878 OF 2001@@
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RAJEEV KISHORE RATNA ..Appellant

Vs.

RAM CHANDRA PRASAD & ORS. ..Respondents

O R D E R@@
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.SP2

The respondents herein were convicted for an offence punishable under Section 304B and 498A of Indian Penal Code by the Additional Sessions Judge, Baton in Session Trial No.1136

of 1994. On appeals before the High Court of Judicature at Patna, the High Court on reconsideration of the evidence has allowed the same and acquitted the appellants-respondents herein.

The complainant in this case with permission of this Court has filed this appeal. The State of Bihar has not chosen to file any appeal. We have heard learned counsel for the parties and perused the judgments of the courts below. It is seen that the High Court after considering the entire prosecution case came to the conclusion that it is not safe to rely upon the evidence of the witnesses produced on behalf of the prosecution because of the contradiction and improvements in their evidence. The High Court placing reliance on the defence evidence produced by the respondents came to the

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conclusion that there has been no demand for dowry as also no harassment leading to suicide of the deceased.

After considering the material on record, we find no reason to disagree with the finding of the High Court. Therefore, these appeals fail and the same are dismissed.

.SP1

.....J.
(N. SANTOSH HEGDE)

.....J.
(B.P. SINGH)

New Delhi,
November 21, 2002.