

IN THE SUPREME COURT OF INDIA

CRIMINAL APPELLATE JURISDICTION

SPECIAL LEAVE PETITION (CRL.) NO.554 OF 2006

ALLU @ ALLINUDDIN & ORS.

PETITIONER(S)

VERSUS

STATE OF U.P.& ORS.

RESPONDENT(S)

O R D E R

Delay condoned.

The petitioner no.5-Chandrapal, S/o.Sh.Ram Lal, Petitioner

no.6-Udayveer Singh, S/o.Sh.Chhote Singh, Petitioner no-7-Gopal,

S/o.Sh.Parshadi, Petitioner no.8-Shivram Singh, S/o.Sh.Badam Singh,

Petitioner no.9-Jagdish, S/o.Gauri Shankar, Petitioner no.10-Suresh,

S/o.Sh.Jamuna Prasad, Petitioner no.11-Ramdas, S/o.Sh.Leeladhar,

Petitioner no.13-Ratan, S/o.Sh.Gaurishankar, Petitioner no.14-Gulab,

S/o.Sh.Shiv Lal, Petitioner no.15-Manohar, S/o.Sh.Gokul, Petitioner

no.16-Jailal, S/o.Sh.Sohan, Petitioner no.17-Mohan, S/o.Sh.Devi,

Petitioner no.18-Krishna Nand, S/o.Sh.Jamadar, Petitioner no.20-Sher

Bahadur @ Khuni, S/o.Sh.Lal Singh, Petitioner no.21-Chandrapal,

S/o.Sh.Narayan Singh, Petitioner no.22-Shri Babu, S/o.Sh.Gayaram,

Petitioner no.23-Omprakash, S/o.Sh.Saktu, Petitioner no.25-Thanedar,

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S/o.Sh.Lakhpati and Petitioner no.26-Chhotkau, S/o.Sh.Ganesh, all

were released on remission granted by the Governor of Uttar Pradesh as

on 26th January, 2000. Subsequently, the orders of remission passed

by the Governor were set aside by the Division Bench of the High Court

of Judicature at Allahabad. Counsel for the petitioners submit that

these petitioners have already completed 14 years of imprisonment as

on 26th January, 2000, so they may also be released. In similar

circumstances, we had passed orders to the effect that they shall be

released from jail forthwith and shall not be arrested, if not required in

any other case(s). In the result, we direct the Superintendent of Central

Jail, Fatehgarh (U.P.) to release these petitioners forthwith, who are

undergoing life imprisonment, if not required in any other case(s) on

verifying their identity. A copy of this order be sent to the

Superintendent, Central Jail, Fatehgarh (U.P.).

The special leave petition as against these petitioners is disposed of accordingly.

.....J

(K.G. BALAKRISHNAN)

.....

(D.K. JAIN)

J.

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NEW DELHI;

9TH MAY, 2006.

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IN THE SUPREME COURT OF INDIA

CRIMINAL APPELLATE JURISDICTION

SPECIAL LEAVE PETITION (CRL.) NO.553 OF 2006

DHARAM PAL & ORS.

PETITIONER(S)

VERSUS

STATE OF U.P. & ORS.

RESPONDENT(S)

O R D E R

Delay condoned.

The petitioner no.1-Dharam Pal, S/o.Sh.Banwari, Petitioner

no.2-Rameshwar, S/o.Sh.Bihari, Petitioner no-3-Ram P  
al,

S/o.Sh.Khyali Ram, Petitioner no.4-Udal, S/o.Sh.Laltu, Petitioner no.5-

Ishwari, S/o.Ram Sahai, Petitioner no.6-Md.Hussain, S/o.Sh.Abdul

Rahman, Petitioner no.7-Ajudhi, S/o.Sh.Dhakan, Petitioner no.8-

Kewal, S/o.Sh.Dori, Petitioner no.9-Jaijai Ram, S/o.Sh.Hansa and

Petitioner no.10-Jhaman, S/o.Shri Prasadi Lal, Petitioner no.11-Chhote

Lal, S/o.Sh.Tularam and Petitioner no.12-Vinod Kumar, S/o.Sh.Shyam

Lal, all were released on remission passed by the Governor of Uttar

Pradesh as on 26th January, 2000. Subsequently, the orders of

remission passed by the Governor were set aside by the Division Bench

of the High Court of Judicature of Allahabad. Counsel for the

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petitioners submit that these petitioners have already completed 14

years of imprisonment as on 26th January, 2000, so they may be

released. In similar circumstances, we had passed orders to the effect

that they shall be released from jail forthwith and shall not be arrested,

if not required in any other case(s). In the result, we direct the

Superintendent of Central Jail, Bareilly(U.P.) to release these

petitioners forthwith who are undergoing life imprisonment, if not

required in any other case(s) on verifying their identity. A copy of this

order be sent to the Superintendent, Central Jail, Bareilly(U.P.).

The special leave petition as against these petitioners is

disposed of accordingly. As regards other petitioners, the matter stands

adjourned.

.J.

.....

(K.G. BALAKRISHNAN)

.J.

.....

(D.K. JAIN)

NEW DELHI;

9TH MAY, 2006.

SPECIAL LEAVE PETITION (CRL.) NO.5276 OF 2006

JUMMA @ JAMUNA PRASAD & ORS.

PETITIONER(S)

VERSUS

STATE OF U.P.& ORS.

RESPONDENT(S)

O R D E R

Delay condoned.

The petitioner no.1-Jumma @ Jamuna Prasad, S/o.Sh.Badlii,

Petitioner no.2-Munna Lal, S/o.Sh.Natthi Lal, Petitioner no-3-Dori Lal,

S/o.Sh.Prema, Petitioner no.4-Pritam Singh Yadav, S/o.Sh.Raja Ram

Yadav, all were released on remission passed by the Governor of Uttar

Pradesh as on 26th January, 2000. Subsequently, the orders of

remission passed by the Governor were set aside by the Division Bench

of the High Court of Judicature of Allahabad. Counsel for the

petitioners submit that these petitioners have already completed 14

years of imprisonment as on 26th January, 2000, so they may be

released. In similar circumstances, we had passed orders to the effect

that they shall be released from jail forthwith and shall not be arrested,

if not required in any other case(s). In the result, we direct the

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Superintendents of Central Jail, Fatehgarh and Agra(U.P.) respectively

to release these petitioners forthwith who are undergoing life

imprisonment, if not required in any other case(s) on verifying their

identity. A copy of this order be sent to the Superintendents, Central

Jail, Fatehgarh and Agra (U.P.).

The special leave petition is disposed of accordingly.

.....J

(K.G. BALAKRISHNAN)

.....J

(D.K. JAIN)

NEW DELHI;

9TH MAY, 2006.

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ITEM NO.2

COURT NO.3

SECTION II

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

RECORD OF PROCEEDINGS

Petition(s) for Special Leave to Appeal (Cr1) No(s).554/2006

(From the judgement and order dated 27/09/2001 in CRLWP No. 5039/2000 of The HIGH COURT OF JUDICATURE AT ALLAHABAD)

ALLU @ ALLINUDDIN & ORS

Petitioner(s)

VERSUS

STATE OF U.P. & ORS.

Respondent(s)

WITH SLP(Cr1) NO. 553 of 2006

AND WITH SLP(Cr1) NO. 5276 of 2005

(With appln(s) for c/delay in filing SLP,exemption from filing c/c of the impugned Judgment,deletion of

the name of respondent and office report )

Date: 09/05/2006 These Petitions were called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE K.G. BALAKRISHNAN

HON'BLE MR. JUSTICE D.K. JAIN

For Petitioner(s)

Mr. S.K. Sabharwal,Adv.

For Respondent(s)

Mr.Sehdev Singh, Adv.

For Mr. Raj Singh Rana,Adv.

UPON hearing counsel the Court made the following

O R D E R

Special Leave Petition nos.554 & 553 of 2006 are disposed of in part and SLP No.5276 of 2005 is disposed of, in terms of the signed orders.

(G.V.Ramana)

Court Master

(Veera Verma)

Court Master

(Signed orders are placed on the file)