

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

RECORD OF PROCEEDINGS

CRIMINAL APPEAL NO(s). 1236 OF 2005

BAL KUMAR BHAGAT

Appellant (s)

VERSUS

STATE OF BIHAR

Respondent(s)

(With appln(s) for bail and office report)

Date: 03/05/2006 This Appeal was called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE B.N. AGRAWAL

HON'BLE MR. JUSTICE D.K. JAIN

For Appellant(s)

Mr Pavan Kumar, Adv.

For Respondent(s)

Mr. Nishikant Pandey, Adv.

Mr. Gopal Singh, Adv.

UPON hearing counsel the Court made the following

O R D E R

Appeal fails and the same is dismissed.

[ Charanjeet Kaur ]

Court Master

[ Om Prakash ]

Court Master

[ Signed order is placed on the file ]

IN THE SUPREME COURT OF INDIA

CRIMINAL APPELLATE JURISDICTION

CRIMINAL APPEAL NO.1236 OF 2005

Bal Kumar Bhagat

.. Appellant(s)

Versus

State of Bihar

.. Respondent(s)

O R D E R

The appellant and his brother Raj Kumar Bhagat were convicted by trial Court under Section 302 read with Section 34 of the Indian Penal Code and sentenced to undergo imprisonment for life. On appeal being preferred, accused Raj Kumar Bhagat has been acquitted whereas conviction of the appellant has been upheld by the High Court. Hence, this appeal by special leave.

Having heard learned counsel for the parties and perused the records, we are of the view that the trial Court as well as the High Court have recorded conviction of the appellant after detailed discussion of evidence and we do not find any infirmity therein.

Accordingly, appeal fails and the same is dismissed.

.....J

[ B.N. AGRAWAL ]

.....J

[ D.K. JAIN ]

NEW DELHI,

MAY 03 2006.