

x

R.P.(Crl.)No. 308 OF 2003  
ITEM NO. 303

COURT NO.6

SECTION II  
A/N MATTER

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

Review Petition(Crl.) No. 308/2003 in SLP(Crl.)No.466/2003

DIWAKAR CHAMOLI

Petitioner (s)

VERSUS

STATE OF UTTARANCHAL & ORS.

Respondent (s)

( With Office Report )

Date : 14/11/2003 This Petition was called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE Y.K. SABHARWAL  
HON'BLE MR. JUSTICE H.K. SEMA

For Petitioner (s) Mr. Kailash Vasdev, Sr.Adv.  
Mr. Anil Nag, Adv.

For Respondent (s) Mr. Jatinder Kumar Bhatia, Adv.

UPON perusing the papers, the Court made the following  
O R D E R

Review Petition is allowed.  
Leave granted.  
The appeal is disposed of.

(S. Thapar) (V.P. Tyagi)  
PS to Registrar Court Master

The signed order is placed on the file.

IN THE SUPREME COURT OF INDIA

CRIMINAL APPELLATE JURISDICTION

R.P.(Criminal) No. 308 of 2003  
IN  
S.L.P.(Criminal) NO.466 OF 2003

Diwakar Chamoli Appellant (s)

versus

State of Uttaranchal & Ors. Respondent (s)

O R D E R

Review Petition is allowed.

Leave granted.

Heard learned counsel for the parties.

The only issue in this matter is about the observations made by the High Court on the conduct of the appellant while appearing in the Sessions Case out of which Criminal Revision No.934 of 2001 arose. The appellant is aggrieved by the observation, in particular, that his conduct has not been up to the mark, in the matter of prosecution of the trial. We permit the appellant to move appropriate application before the High Court seeking expunction of the remarks. The application of course be dealt with on merits, after hearing concerned counsel. The appeal is disposed of in the above terms.

.....J  
(Y.K. Sabharwal)

New Delhi,.....J  
November 14, 2003(H.K. Sema)