

SECTION-IIA
IN THE SUPREME COURT OF INDIA
CRIMINAL APPELLATE JURISDICTION

CRIMINAL APPEAL NO. 110 OF 2010

VINOD ...APPELLANT
STATE OF M.P. & ORS. ...RESPONDENTS

VERSUS

REVISED OFFICE REPORT

The matter above-mentioned was listed before the Hon'ble Court Court on 14th March, 2013, when the Court was pleased to pass the following order:-

"It is common ground that conviction and sentence of the appellant (Vinod) besides six other convicts, were maintained by the High Court under section 302/149 of the Indian Penal Code. It is further common ground that excepting the appellant (Vinod), all other convicts have been released under the provisions of Madhya Pradesh Prisoners Release on Probation Act, 1954.

When questioned Mr. Siddhartha Dave, learned counsel appearing on behalf of the respondents, as to why the appellant has not been released, he states that this appellant has not filed any application for the release on probation and therefore, his case was not considered.

Mr. Sushil Kumar Jain, learned counsel appearing on behalf of the appellant, states that the appellant has now remained in jail for more than seven years. He further states that the appellant shall file the application for release on probation within a period of four weeks from today. In case such an application is filed by the appellant, the competent authority of the State Government shall consider and pass the appropriate orders in accordance with law within six weeks from the date of filing of the said application.

Needless to state that while considering the case of the appellant, the competent authority shall bear in mind that convicts in the same case have already been released on probation.

List the matter after eight weeks."

It is submitted that counsel for the Respondent No. 1 (State) has on 31st July, 2012 filed additional documents. (Copy of the same has been included in the paper books).

Service of notice of lodgment of petition of appeal is complete. Original Record has been received from High Court and Trial Court.

The matter above mentioned is listed before the Hon'ble Court with this Office Report.

DATED this the 17th Day of August, 2013.

ASSISTANT REGISTRAR

Copy to :
Mr. Irshad Hanif, Adv.
Ms. V. D. Makhija, Adv.

c3/km

ASSISTANT REGISTRAR