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Crl.A.No. 618 OF 2003  
ITEM No.104

Court No.11

SECTION II

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.618 of 2003.

SOMANATHAN NAIR Appellant (s)

VERSUS

STATE OF KERALA Respondent (s)

Date : 24/02/2004 This Petition was called on for hearing today.

CORAM :

HON'BLE MR.JUSTICE B.N. AGRAWAL  
HON'BLE DR.JUSTICE AR. LAKSHMANAN

For Appellant (s)Mr.BV Deepak,Adv.for  
M/s TTK Deepak & Co.

For Respondent (s)Mr.Ramesh Babu MR,Adv.  
Ms.Anupama Madanan,Adv.

UPON hearing counsel the Court made the following  
O R D E R

Heard the learned counsel for the parties for some time.  
The appeal is dismissed in terms of the signed order.

[Naresh Kumar]  
AR-cum-PS

[Kanwal Singh]  
Court Master

[Signed order is placed on the file.]

IN THE SUPREME COURT OF INDIA  
CRIMINAL APPELLATE JURISDICTION  
CRIMINAL APPEAL NO. 618 OF 2003

SOMANATHAN NAIR

...

APPELLANT (S)

VERSUS

STATE OF KERALA

...

RESPONDENT (S)

O R D E R

Heard the parties.

The appellant, alongwith six other accused persons, was tried and by judgment rendered by the learned Additional Sessions Judge other six accused persons were acquitted whereas the appellant was convicted under Section 302, I.P.C. and sentenced to undergo imprisonment for life and to pay a fine of Rs.25,000/-; in default, to undergo further imprisonment for a period of one year. Against the order of acquittal an appeal was preferred by the State, whereas the appellant preferred appeal against his conviction. The High Court has dismissed both the appeals. Hence this appeal by special leave at the instance of the accused whose conviction has been upheld by the High Court.

Having heard the parties and perused the impugned judgments we are of the view that the two courts below have recorded conviction after discussing the evidence adduced on behalf of the parties and no case for interference is made out. The appeal is accordingly dismissed.

.....J.  
( B.N. AGRAWAL )

.....J.  
( Dr.AR. LAKSHMANAN )  
New Delhi,  
February 24, 2004.