

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). 585 OF 2008

MAJOR SINGH & ORS.

Appellant (s)

VERSUS

STATE OF PUNJAB

Respondent(s)

(With office report)

Date: 21/07/2011 This Appeal was called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE HARJIT SINGH BEDI
HON'BLE MRS. JUSTICE GYAN SUDHA MISRA

For Appellant(s)

Ms. Rekha Aggarwal, Adv.(A.C.)

For Respondent(s)

Mr. Kuldip Singh, Adv.

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

The appeal is disposed of.

[SUMAN WADHWA]
COURT MASTER

[SHARDA KAPOOR]
COURT MASTER

Signed order is placed on the file.
IN THE SUPREME COURT OF INDIA
CRIMINAL APPELLATE JURISDICTION

CRIMINAL APPEAL NO. 585 OF 2008

MAJOR SINGH & ORS. .. APPELLANT(S)

vs.

STATE OF PUNJAB .. RESPONDENT(S)

O R D E R

During the hearing of this matter on 19th April, 2011 we were informed by the learned counsel for the appellants that two of the primary accused i.e. Surinder Singh and Major Singh had been released under Article 161 of the Constitution of India and that Jagir Singh, the father of

Major Singh and Hardip Singh, another son of Jagir Singh who had undergone more than 7 years of the sentence, had not been released. We accordingly requested Mr. Kuldip Singh, the learned counsel for the State of Punjab, to get instructions on this matter. He has confirmed the fact that Surinder Singh and Major Singh had been released and the other two who are on bail under this Court's order and as of today are required to undergo the remaining part of the sentence.

Ms. Rekha Aggarwal, the learned counsel for the appellants, has pointed out that Jagir Singh is about 88 years of age and critically ill. We accordingly issue a direction that the State Government, shall, within a period

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of four months from today, take a decision on the release of Jagir Singh and Hardip Singh exercising the power under Article 161 of the Constitution of India or under Section 433-A of the Code of Criminal Procedure. During this period the appellants will continue to remain on bail. We also clarify that if the State Government takes a decision against the appellants the learned counsel may make an application for the recall of this order so that the appeal can be heard on merits.

With this direction the appeal is disposed of.

.....J.
(HARJIT SINGH BEDI)

.....J.
(GYAN SUDHA MISRA)

New Delhi,
July 21, 2011.