

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: 19/04/2011 This Appeal was called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE HARJIT SINGH BEDI
HON'BLE MR. JUSTICE CHANDRAMAULI KR. PRASAD

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

At the very outset Ms. Rekha Aggarwal, the learned amicus curiae has pointed out that four appellants are before us and two out of them Surinder Singh s/o Sohan Singh and Major Singh s/o Jagir Singh have been granted remission by the Government under Article 161 of the Constitution of India and Major Singh has been released on the 17th June, 2010 whereas Surinder Singh has been released

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on the 17th December, 2010. We find that the role attributed to other two appellants is almost identical. We

are also told that Jagir Singh, father of Major Singh, is about 88 years of age as of today. It appears also that

the period of incarceration of all the four appellants is almost identical. We are accordingly unable to comprehend

as to why only Suridner Singh and Major Singh have been given benefit of remission and not the other two.

The mater is adjourned to 20th July 2011 in order to

enable the learned counsel for the State to get instructions on this aspect.

Custody certificate has also been produced to show that Jagir Singh and Hardip Singh have also undergone an actual sentence of more than seven years as of today. We accordingly direct that their sentence be suspended and they be released on bail to the satisfaction of the Chief Judicial Magistrate, Gurdaspur.

[SUMAN WADHWA]
COURT MASTER

[VEENA KHERA]
COURT MASTER