

IN THE SUPREME COURT OF INDIA
CRIMINAL APPELLATE JURISDICTION

CRIMINAL APPEAL NOS.638-639 OF 2013

SURESH KUMAR

APPELLANT(S)

VERSUS

THE STATE OF HIMACHAL PRADESH

RESPONDENT(S)

O R D E R

The appeal is preferred against the conviction rendered for the offence punishable under Section 304 Part-I of the Indian Penal Code, 1860 (for short, the IPC). Incidentally, the sentence imposed was for a period of 10 years.

Though, the learned counsel appearing for the appellant has made submissions on merits, we are not inclined to interfere with the impugned judgment as the High Court has rightly taken into consideration the evidence of the eye-witness.

However, taking into consideration the age of the appellant and given that the occurrence is stated to have taken place way back in 2000, coupled with the period of incarceration, we are inclined to modify the sentence to the one undergone already. The bail bonds accordingly stand discharged.

Accordingly, the appeals are allowed in part.

Pending application(s), if any, shall stand disposed of.

.....J.
[M.M. SUNDRESH]

.....J.
[RAJESH BINDAL]

NEW DELHI;
09th JANUARY, 2025

ITEM NO.105

COURT NO.9

SECTION II-C

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(s). 638-639/2013

SURESH KUMAR

Appellant(s)

VERSUS

THE STATE OF HIMACHAL PRADESH

Respondent(s)

Date : 09-01-2025 These appeals were called on for hearing today.

CORAM : HON'BLE MR. JUSTICE M.M. SUNDRESH
HON'BLE MR. JUSTICE RAJESH BINDAL

For Appellant(s) Mr. Saurabh Gupta, Adv.

For Respondent(s) Mr. Anubhav Sharma, Adv.
Mr. Nishant Kumar, AOR

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

The appeals are allowed in part in terms of the signed
order.

Pending application(s), if any, shall stand disposed of.

(SWETA BALODI)
COURT MASTER (SH)

(POONAM VAID)
ASSISTANT REGISTRAR

(Signed order is placed on the file)