

IN THE SUPREME COURT OF INDIA
CRIMINAL APPELLATE JURISDICTION
CRIMINAL APPEAL NO.473 OF 2005

State of U.P.

... Appellant

VERSUS

Ram Naresh Singh & Ors.

Respondents

O R D E R

Heard Mr. Pramod Swarup, learned senior counsel for the appellant and Mr. Sushil Kumar Jain, learned senior counsel being assisted by Ms. Pragati Neekhara, learned counsel for the respondents.

The present appeal, by special leave, calls in question the legal propriety of the judgment and order dated 18.02.2003 passed by the learned single Judge of the High Court of Allahabad, Lucknow Bench, Lucknow in Criminal appeal No.286 of 1991 whereby the High Court has found that there is no evidence on record to convict the accused persons. Be it noted, the learned trial Judge had found the first two respondents guilty of the offence punishable under Section 304 Part II of the Indian Penal Code, 1860 (IPC) and the other two respondents under Section 201 of the IPC. The respondent nos.3 and 4 have expired in the meantime.

On a perusal of the judgment passed by the learned trial Judge, it is perceptible that it is based on conjunctures. The

High Court has analyzed the evidence on record and found that there is no justification or warrant to convict the accused respondents.

In our opinion, the view expressed by the High Court is absolutely sound. Resultantly, the appeal, being devoid of merit, stands dismissed.

.....,J.
(Dipak Misra)

.....,J.
(R. Banumathi)

New Delhi;
August 20, 2015.

ITEM NO.112

COURT NO.5

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(s). 473/2005

STATE OF U.P.

Appellant(s)

VERSUS

RAM NARESH SINGH & ORS.

Respondent(s)

Date : 20/08/2015 This appeal was called on for hearing today.

CORAM : HON'BLE MR. JUSTICE DIPAK MISRA
HON'BLE MR. JUSTICE R. BANUMATHI

For Appellant(s) Mr. Pramod Swarup, Sr. Adv.
Ms. Pragati Neekhara, Adv.

For Respondent(s) Mr. Sushil Kumar Jain, Sr. Adv.
Mr. Abhinav Gupta, Adv.
Ms. Ankita Gupta, Adv.
Ms. Christi Jain, Adv.
Ms. Pratibha Jain, AOR

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

The appeal, being devoid of merit, stands dismissed in terms
of the signed order.

(Gulshan Kumar Arora)
Court Master

(H.S. Parasher)
Court Master

(Signed order is placed on the file)