

(For Judgment)

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.1430-1431/2003

Bishna @ Bhiswadeb Mahato & Ors.

Appellants

VERSUS

State of West Bengal

Respondent

(Heard by Hon'ble S.B. Sinha and R.V.Raveendran, JJ)

Date : 28.10.2005 : The matter was called on for judgment today.

For Appellant(s)

Mr.Abhijit Sengupta, Adv.

For Respondent(s)

Mr. Tara Chandra Sharma, Adv.

Hon'ble Mr. Justice S.B. Sinha sitting in Court No. 10 pronounced the judgment of the Bench comprising His Lordship and Hon'ble Mr. Justice R.V.Raveendran.

The Appellant Nos. 1 and 2 should be convicted for an offence under Section 304

Part I read with Section 34 IPC instead of Section 302/34 and 302/109. They are directed to undergo a

sentence of rigorous imprisonment for seven years. The conviction and sentence of Appellant Nos. 3,4,5

and 6 by the High Court is not disturbed. The judgment of conviction and sentence of the Appellants

under Section 148 is upheld. All the sentences shall run concurrently.

The appeals are allowed to the extent mentioned in the signed judgment.

Bhardwaj)

(Meenu Sethi)

(Pushap Lata

Signed reportable judgment is placed on the file