

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. 453 OF 2004

MOHAMMED @ KUNHAN

Appellant (s)

VERSUS

STATE OF KERALA

Respondent(s)

Date: 03/05/2005 This appeal was called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE B.N. AGRAWAL

HON'BLE MR. JUSTICE H.K. SEMA

For Appellant(s)

Mr. Romy Chacko,Adv.

For Respondent(s)

Mr. Ramesh Babu M.R.,Adv.(Not Present)

UPON hearing counsel the Court made the following

O R D E R

Heard learned counsel appearing on behalf of the appellant.

The appeal is dismissed.

[Alka Dudeja]

Court Master

[Om Prakash]

Court Master

(Signed order is placed on the file)

IN THE SUPREME COURT OF INDIA

CRIMINAL APPELLATE JURISDICTION

CRIMINAL APPEAL NO. 453 OF 2004

Mohammed @ Kunhan
...Appellant (s)

Versus

State of Kerala

...Respondent (s)

O R D E R

The appellant herein was convicted by the Trial Court under Section 302 of the Indian Penal Code and sentenced to undergo imprisonment for life. He was directed to pay fine of Rs.35,000/- and on such deposit being made, the same was directed to be made over to the legal heirs of the deceased. The High Court, on appeal, upheld the conviction. Hence, this appeal by special leave.

Having heard learned counsel appearing on behalf of the appellant and perused the records, we are of the view that the Trial Court as well as the High Court have recorded conviction after detailed consideration of evidence and we do not find any infirmity therein. This being the position, in our view, the High Court was quite justified in upholding the conviction of the appellant and no ground for interference by this Court

is made out.

The appeal is, accordingly, dismissed.

.....J.

(B.N. Agrawal)

.....J.

(H.K. Sema)

New Delhi,

May 03, 2005.