

SUPREME COURT OF INDIA
RECORD OF PROCEEDINGS

Petition(s) for Special Leave to Appeal (Crl) No(s).2366/2007

(From the judgement and order dated 29/11/2006 in Crl.A No.515/1981
of The HIGH COURT OF JUDICATURE AT ALLAHABAD)

MOHAMMAD AKHTAR AND ORS

Petitioner(s)

VERSUS

STATE OF U.P

Respondent(s)

[With appln(s) for permission to place addl. documents on record,
bail, exemption from filing proof of surrender and office report]

Date: 07/09/2007 This Petition was called on for hearing today.

CORAM :

HON'BLE Dr. JUSTICE ARIJIT PASAYAT
HON'BLE MR. JUSTICE P. SATHASIVAM

For Petitioner(s) Mr. Anup George Choudhry, Sr. Adv.
Mr. Zafar Sadique, Adv.
Mr. Balraj Dewan, Adv.

For Respondent(s) Mr. Rishi Kesh, Adv.

Mr. Pramod Swarup, Adv.
Mr. Ameet Singh, Adv.
Mr. Rajeev Dubey, Adv.
Mr. Kamlendra Mishra, Adv.

UPON hearing counsel the Court made the following
ORDER

Leave granted.

The appeal is disposed of in terms of the signed order.

(Subhash Chander) (Vijay Aggarwal)
Court Master Court Master

[Signed order is placed on the file]
IN THE SUPREME COURT OF INDIA

CRIMINAL APPELLATE JURISDICTION

CRIMINAL APPEAL NO.1174 OF 2007
[Arising out of S.L.P.(Crl.)No.2366 of 2007]

Mohammad Akhtar & Ors.

.....Appellants

Versus

State of U.P.

.....Respondent

ORDER

Heard.

Leave granted.

It appears that the injured persons have sorted out the differences with the appellants. The incident appears to be of the year 1977. Though a prayer for compounding the offence is made, the same is not permissible in terms of Section 320, Cr.P.C. However, while upholding the conviction, keeping in view the peculiar circumstances of the case and the settlement arrived at between the injured persons and the accused persons, we reduce the sentence to the period already undergone.

The appeal is disposed of accordingly.

Sd/-
.....J.
[Dr. ARIJIT PASAYAT]

Sd/-
.....J.
[P. SATHASIVAM]

New Delhi.
September 07, 2007.