

IN THE SUPREME COURT OF INDIA  
CRIMINAL APPELLATE JURISDICTION

CRIMINAL APPEAL NO(S). 1170/2010

SURINDER SINGH

APPELLANT(S)

VERSUS

STATE OF HARYANA

RESPONDENT(S)

O R D E R

1. This Court had called for the report regarding the age of the accused/appellant on the date of the incident, vide order dated 28.07.2022.

2. As per the Report received from the Sessions Judge, Jind, Haryana dated 31.08.2022, the age of the appellant was 19 years 04 months and 06 days, on the date of incident.

3. In that view of the matter, the claim with regard to the juvenility is not made out.

4. We have heard Mr. Rishi Malhotra, learned counsel for the appellant and Mr. Deepak Thukral, learned counsel appearing for the respondent/State.

5. We do not find any reason to interfere with the concurrent appreciation of evidence, as recorded by the learned Trial Judge and the High Court.

6. However, taking into account the age of the appellant at the time of committing the offence, while confirming conviction under Section 304 Part II of the IPC, we are inclined to reduce the sentence from seven years to five years. Ordered accordingly.

7. The appellant is directed to surrender to the custody within four weeks from today, to undergo the remainder of his sentence.

8. The appeal is partly allowed, to the extent indicated above.

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

.....J  
( B.R. GAVAI )

.....J  
( SANJAY KAROL )

NEW DELHI;  
FEBRUARY 22, 2023

ITEM NO.108

COURT NO.8

SECTION II-B

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(S). 1170/2010

SURINDER SINGH

APPELLANT(S)

VERSUS

STATE OF HARYANA

RESPONDENT(S)

Date : 22-02-2023 This appeal was called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE B.R. GAVAI  
HON'BLE MR. JUSTICE SANJAY KAROL

For Appellant(s) Mr. Rishi Malhotra, AOR (SCLSC)  
Mr. Joydip Pati, Adv.

For Respondent(s) Mr. Deepak Thukral, D.A.G.  
Dr. Monika Gusain, AOR

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

The appeal is partly allowed, in terms of the signed order.

(NARENDRA PRASAD)  
ASTT. REGISTRAR-cum-PS

(ANJU KAPOOR)  
COURT MASTER (NSH)

(Signed order is placed on the file)