Crl.A.No. 572 OF 2001

ITEM No.1 Court No. 5 SECTION II

S U P R E M E C O U R T O F I N D I A
RECORD OF PROCEEDINGS

Crl.M.P. No.3287/2001 in Crl.Appeal No.572/2001

VALSON & ANR. Appellant (s)

VERSUS

STATE OF KERALA Respondent (s)
(With Appln(s). for bail)

Date : 27/08/2001 This Petition was called on for hearing today.

CORAM :
HON'BLE MR. JUSTICE K.T. THOMAS
HON'BLE MR. JUSTICE S.N. VARIAVA

For Appellant (s) Mr. UR Lalit, Sr.Adv.
Mr. E.M.S. Anam,Adv.
Mr. Fazlin Anam, Adv.

For Respondent (s) Mr. K.R. Sasiprabhu,Adv.
State of Kerala

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

.....L.....I.....T.....T.....T.....T.....T.....J
.SP2

This is a right of appeal because the appellants were acquitted by the trial court and the High Court reversed the acquittal by convicting them for offence under Section 302 read with Section 34 of the IPC besides other offences. We heard both sides. Learned counsel for the State was not able to show any particular reason why the sentence cannot be suspended. In view of the fact that the trial court once found the appellants not guilty, we are inclined to keep the sentence in abeyance. Accordingly we suspend the sentence and direct the appellants to be released on bail on each of them furnishing a bond for such an amount as the trial judge may fix with two solvent sureties to his satisfaction.

.SP1
Hemalatha (HK Bhatia)
Court Master