

IN THE SUPREME COURT OF INDIA

CIVIL APPELLATE JURISDICTION

CRIMINAL MISCELLANEOUS PETITION NO.19924 OF 2010
WITH
CRIMINAL MISCELLANEOUS PETITION NO. _____ OF 2010
IN
CRIMINAL APPEAL NO(s). 646 OF 2005

STATE OF PUNJAB ...Appellant (s)

VERSUS

SURJIT SINGH AND ANOTHER ...Respondent(s)/
Applicant(s)

O R D E R

The respondents in Criminal Appeal No.646 of 2005 have applied for recall of judgment dated 22.4.2009. They have also filed an application for condonation of 322 days delay.

We have carefully perused the averments contained in the application for condonation of delay and are satisfied that there is no justification for entertaining the prayer of the applicants for condonation of delay.

Even on merits, we are convinced that the applicants have failed to make out a case for recall of judgment dated 22.4.2009 passed in Criminal Appeal No.646 of 2005 on the ground that they did not receive notice issued by this Court. The assertion of the applicants that their thumb impressions were obtained on blank papers cannot be believed because if this was so, they would have certainly complained to someone that the police constable has obtained their thumb impressions on blank paper.

For the reasons stated above, the applications for condonation of delay and recall of judgment dated 22.4.2009 are dismissed.

.....J.
(G.S. SINGHVI)

.....J.
(ASOK KUMAR GANGULY)

NEW DELHI,
OCTOBER 29, 2010.
ITEM NO.2

COURT NO.11

SECTION IIA

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

CRLMP.NO. 19924/2010 in CRIMINAL APPEAL NO(s). 646 OF 2005

STATE OF PUNJAB

Appellant (s)

VERSUS

SURJIT SINGH & ANR.

Respondent(s)

(For condonation of delay in filing appeal, for recalling Court's order dated 22.4.2009 and office report)

Date: 29/10/2010 This Appeal was called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE G.S. SINGHVI
HON'BLE MR. JUSTICE ASOK KUMAR GANGULY

For Appellant(s) Mr. Kuldip Singh, Adv.

For Respondent(s) None present

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

For the reasons stated in the signed order,
the applications for condonation of delay and recall of
judgment dated 22.4.2009 are dismissed.

(A.D. Sharma)
Court Master

(Phoolan Wati Arora)
Court Master

(Signed Order is placed on the file)