

IN THE SUPREME COURT OF INDIA
 CRIMINAL APPELLATE JURISDICTION
 CRIMINAL APPEAL NO. 152 OF 2009
 HIRA SINGH & ANR.

...APPELLANT(S)

VERSUS

STATE OF M.P.

...RESPONDENT(S)

WITH
 CRIMINAL APPEAL NO. 1753 OF 2009
 CRIMINAL APPEAL NO. 461 OF 2008

O R D E R

Following nine accused were tried for the murder of one
 Telshildar Singh

1. Prem Singh S/o Hargovind Singh age 30 years, resident village Khadiya Behed Police Station Sihoniyani.
2. Ramesh S/o Sarnaam Singh Age 28 years resident Village Uttarpura, Tashil Joura.
3. Hiralal Singh S/o Gokaran Singh Age 26 years Resident village Khadiya Behed Police Station Sihoniyani.
4. Surat Singh S/o Deenbandu Singh Aged 84 years resident village Khadiya Behed Police Station Sihoniyani.
5. Firangi S/o Chadani Singh aged 28 years resident Hal Bouriwali Bumbai resident village Khadiya Behed Police Station Sihoniyani.
6. Gokarana Singh S/o Hargovind Singh age around 56 years, occupation farming, resident village Khadiya Behed Police Station Sihoniyani Tahsil Ambah, District Morena (Madhya Pradesh)
7. Banbari S/o Bholasingh Age 29 years resident village Khadiya Behed Police

2
 Station Sihoniyani.

8. Rambabu s/o Koksingh, age around 29 years, occupation farming resident village Khadiya Behad, Hal Sikandrabad.
9. Yaduvir Singh S/o Ramlalsingh age 32 years resident village Khadiya Behed Police Station Sihoniyani District Morena.

The trial court acquitted all the nine accused. Accused No.6 viz. Gokarana Singh died during the pendency of the appeal before the High Court. All the other eight accused have been convicted by the High Court. A-4, A-5, A-7 and A-9 have been convicted under Section 302 of the Indian Penal Code and the remaining accused under Section 302/149.

We have heard learned counsel for the parties and perused the relevant record.

The version of P.W-1, the main eye witness, is as follows:

â- SAbout 20 months ago at about 4.30 O'clock in evening I was sitting on Mendh of Bhumiya field of mine and Karan Singh and in that field Tehsildar was ploughing. At that time from the side of Sikrodi Gaon through the Bajara field Heera Singh with Mouser Pistol and Prem Singh with 12 number Pistol and Banwari, Firangi and Rammu with lathies came to our field. As soon as they came to field Heera Singh fired his Mouser Pistol on Tehsildar to kill him but this fire did not hit him, then I and Tehsildar ran towards the village. Tehsildar was ahead while I was on his back. By the side of our field in pond Ajamer Singh and Chaudhary Singh were

Mr. Avinash Kr. Lakhanpal, Adv.
For Respondent(s) Ms. Saloni Tangri, Adv.
Mr. C. D. Singh, Adv.

UPON hearing the counsel the Court made the following

O R D E R

Heard learned counsel for the parties and
perused the relevant record.

The appeals are disposed of in terms of the
signed order.

(Madhu Bala)

(Veena Khera)

Court Master

Court Master

(Signed order is placed on the file)