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CrI.A.No. 942 OF 2001

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ITEM NO.102

COURT NO.08

SECTION IIA

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.942 OF 2001@@

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KASHINATH DHONDIBA LONDHE

... APPELLANT(S)

VERSUS

STATE OF MAHARASHTRA

... RESPONDENT(S)

(With appln.(s) for bail and permission to place addl. documents on
record and exemption from filing O.T. and with office report)

Date: 24/04/2002. This/These matter(s) were called on for hearing today.@@
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CORAM:

HON'BLE MR. JUSTICE U.C. BANERJEE

HON'BLE MR. JUSTICE Y.K. SABHARWAL

For Appellant(s)

Mr. R. Venkataramani, Sr. Adv.

Mrs. K. Sarada Devi, Adv.

For Respondent (s)

Mr. V.B. Joshi, Adv.

Mr. S.S. Shinde, Adv.

Mr. S.V. Deshpande, Adv.

UPON hearing counsel the Court made the following

O R D E R

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

.SP2

Heard learned counsel for the parties for
10 minutes.

The appeal fails and is dismissed in terms
of the signed order.

.SP1

(K.K. Chawla)

(D.D. Jindal)@@

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Court Master

Assistant Registrar

[Signed order is placed on the file]

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IN THE SUPREME COURT OF INDIA

CRIMINAL APPELLATE JURISDICTION

CRIMINAL APPEAL NO.942 OF 2001@@

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KASHINATH DHONDIBA LONDHE

APPELLANT

VERSUS

STATE OF MAHARASHTRA

RESPONDENT

O R D E R@@
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.SP2

Having regard to the evidence on record, in particular that of PW.3 Subhadra Dalvi and PW.1 Somnath, we are not in a position to lend any credence to the submissions of Mr. R. Venkataramani, learned senior counsel for the appellant, that there is some error on the part of the High Court to draw such conclusion as regards the involvement of the accused under Section 302 of the Indian Penal Code. The High Court placed reliance on the evidence, though circumstantial in nature, which makes the chain otherwise complete along with four dying declarations which cannot be faulted in any way. In that view of the matter, no exception can be taken to the decision of the High Court. The appeal, therefore, fails and is dismissed accordingly.

.SP1

.....J.
(U.C. Banerjee)

.....J.
(Y.K. Sabharwal)

New Delhi,
April 24, 2002.