

ITEM NO.31

COURT NO.17

SECTION II

S U P R E M E C O U R T O F I N D I A
R E C O R D O F P R O C E E D I N G S

PETITION(S) FOR SPECIAL LEAVE TO APPEAL (CRL.) NO(S). 12481/2024

(Arising out of impugned final judgment and order dated 07-02-2024 in CRLA No. 379/1983 passed by the High Court of Judicature at Allahabad)

MANVIR SINGH & ANR.

PETITIONER(S)

VERSUS

THE STATE OF UTTAR PRADESH & ORS.

RESPONDENT(S)

Date : 23-09-2024 This petition was called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE PANKAJ MITHAL
HON'BLE MR. JUSTICE R. MAHADEVAN

For Petitioner(s) Mr. R. Balasubramanian, Sr. Adv.
Mr. Karunakar Mahalik, AOR
Mr. Mehul Sharma, Adv.
Mr. Nagesh Sharma, Adv.

For Respondent(s)

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

1. Both the petitioners were convicted by the Trial Court and sentenced for life imprisonment under Section 302 of the Indian Penal Code ('the Code').
2. On appeal, the High Court clearly held that the petitioners are not guilty of murder punishable under Section 302 of the Code but they are guilty of committing an offence punishable under Section 304 Part I of the Code and thus modified the punishment to that of 10 years rigorous imprisonment.

3. The submission of learned Senior counsel appearing for the petitioners is that looking to the age of the petitioners as 72 years and 76 years respectively, the punishment imposed is too excessive and that it requires consideration.

4. On the limited ground of quantum of punishment alone, we direct for issuance of notice to the respondents, returnable in six weeks.

(Ram Subhag Singh)
Court Master (NSH)

(Geeta Ahuja)
Assistant Registrar-cum-PS