

ITEM NO.110

COURT NO.6

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(s). 705 OF 2004

SHIELA @ SURINDER & ORS

Appellant (s)

VERSUS

STATE OF HARYANA & ANR.

Respondent(s)

(With office report)

Date: 19/08/2010 This Appeal was called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE MARKANDEY KATJU
HON'BLE MR. JUSTICE T.S. THAKUR

For Appellant(s) Mr. Rishi Malhotra, Adv.
Mr. Prem Malhotra, Adv.

For Respondent(s) Mr. Rao Ranjit, AAG for
Mr. Kamal Mohan Gupta, Adv.

Mr. Brijender Chahar, Sr. Adv.
Mr. K.R.Anand, Adv.for
Mr. Vinay Garg ,Adv

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

The Appeal is disposed of in terms of the signed
order.

(Parveen Kr. Chawla)
Court Master

(Indu Satija)
Court Master

[signed order is placed on the file]
IN THE SUPREME COURT OF INDIA
CRIMINAL APPELLATE JURISDICTION

CRIMINAL APPEAL NO.705 OF 2004

Shiela @ Surinder & Others

..Appellants

versus

State of Haryana & Another

..Respondents

O R D E R

Heard learned counsel for the parties.

This Appeal has been filed against the impugned
judgment and order dated 29th March, 2004 passed by the High

Court of Punjab & Haryana at Chandigarh in Criminal Appeal

No. 324-DBA of 1995.

The facts have been set out in the impugned judgment and hence we are not repeating the same here.

On the facts of the case, we are of the opinion that appellant No.3 Gordhan is entitled to the benefit of doubt since he was not carrying any weapon.

Hence, we allow his

appeal and set aside the impugned judgment to that extent.

However, we uphold the conviction and sentence in respect of appellant No.1 Shiela @ Surinder as we are satisfied that he was guilty of the offence for which he was convicted and

sentenced. The impugned judgment of the High Court is confirmed to that extent. We are informed that appellant

No.2 Dharam @ Dharambir was died, and hence his appeal has become infructuous.

All the appellants were released on bail by this Court vide order dated 20th September, 2004. The bail bonds in respect of Gordhan shall stand discharged. The bail

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bonds in respect of appellant No.1 Shiela @ Surinder shall stand cancelled and he be taken into custody forthwith to serve out the remaining portion of his sentence.

The Appeal is disposed of in the above terms.

.....J.
[MARKANDEY KATJU]

NEW DELHI;
AUGUST 19, 2010

.....J.
[T.S. THAKUR]