

SUPREME COURT OF INDIA
 RECORD OF PROCEEDINGS
 CRIMINAL APPEAL NO(s). 291 OF 2001

STATE OF U.P.

Appellant (s)

VERSUS

WASI

Respondent(s)

Date: 10/04/2008 This Appeal was called on for hearing today.

CORAM :

HON'BLE Dr. JUSTICE ARIJIT PASAYAT
 HON'BLE MR. JUSTICE P. SATHASIVAM
 HON'BLE MR. JUSTICE AFTAB ALAM

For Appellant(s)

Mr. Prashant Chaudhary, Adv.
 Mr. Praveen Swarup, Adv.

For Respondent(s)

Mr. Shakil Ahmed Syed, Adv.
 Mr. S.A.Saud, adv.

UPON hearing counsel the Court made the following
 ORDER

The appeal is dismissed in terms of the signed order.

(Shashi Sareen)
 Court Master

(Vijay Aggarwal)
 Court Master

(Signed order is placed on the file)
 IN THE SUPREME COURT OF INDIA
 CRIMINAL APPELLATE JURISDICTION

CRIMINAL APPEAL No. 291 OF 2001

STATE OF U.P.

... Appellant(s)

Versus

WASI

... Respondent(s)

ORDER

Heard learned counsel for the appellant and the respondent-
 accused.

Out of three accused persons, one was acquitted by the trial
 court and two of the accused persons namely Jhabbu Lal and Wasi
 were convicted by the Trial Court. In appeal, the High Court by the
 impugned judgment has upheld the conviction, so far as accused

Jhabbu Lal is concerned. The High Court has acquitted the respondent on the ground that the evidence was insufficient to fasten guilt on the respondent. On a detailed reading of the High Court's judgment it appears that the High Court has taken note of all relevant factors to record the finding that the prosecution evidence was not sufficient to hold the

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respondent guilty. we find no infirmity in the reasoning of the High Court to warrant interference.

Therefore, the appeal fails and is dismissed.

.....J.
(Dr. ARIJIT PASAYAT)

.....J.
(P.SATHASIVAM)

.....J
(AFTAB ALAM)

New Delhi,
April 10, 2008.