

ITEM NO.118

COURT NO.6

SECTION II

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). 1315 OF 2007

NIKHILESH @ NIKHIL CHANDRAESH & ANR.

Appellant (s)

VERSUS

STATE OF TRIPURA

Respondent(s)

(With appln(s) for urging addl. Grounds)

Date: 10/02/2011 This Appeal was called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE MARKANDEY KATJU
HON'BLE MRS. JUSTICE GYAN SUDHA MISRA

For Appellant(s) Mr. Rajiv Mehta,Adv.

For Respondent(s) Mr. Gopal Singh,Adv.

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

The Appeal is allowed in terms of the signed order.

(Indu Satija)
Court Master

(Parveen Kr. Chawla)
Court Master

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

CRIMINAL APPELLATE JURISDICTION

CRIMINAL APPEAL NO.1315 OF 2007

Nikhilesh @ Nikhil Chandraesh & Another

..Appellants

versus

State of Tripura

..Respondent

O R D E R

Learned counsel for the parties submits that under
the relevant rules of the High Court, the Criminal Appeal in
the High Court should have been decided by a Division Bench

of the High Court whereas it has been decided by a learned
Single Judge of the High Court.

In view of this, we allow this appeal, set aside the
impugned order of the High Court and remand the matter to
the High Court to be decided by a Division Bench, as
constituted by Hon'ble the Chief Justice, in accordance with
law, expeditiously.

.....J.
[MARKANDEY KATJU]

NEW DELHI;
FEBRUARY 10, 2011

.....J.
[GYAN SUDHA MISRA]