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Crl.A.No. 1280 OF 1998
ITEM No.105

Court No.10

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

Crl.A.No.1280/1998

Vengala V.Reddy & Anr.

Appellant (s)

VERSUS

Public Prosecutor, High Court of A.P.

Respondent (s)

Date : 25/03/2004 This Petition was called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE B.N. AGRAWAL
HON'BLE Dr. JUSTICE AR.LAKSHMANAN

For Appellant (s)Mr.D.R.K. Reddy, Adv.
Mr.B.Vikas, Adv.
Mr.G.Venugopal, Adv.
Mrs. D.Bharathi Reddy, Adv..

For Respondent (s)

Mr.Guntur Praabhakar, Adv.

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

The appeal is dismissed. Bail bonds of the appellants, who are on bail, are cancelled and they are directed to be taken into custody forthwith for undergoing the remaining period of sentence in terms of the signed order.

(Sheetal Dhingra)(Kanwal Singh)
Court Master Court Master
[Signed order is placed on the file]

IN THE SUPREME COURT OF INDIA
CRIMINAL APPELLATE JURISDICTION

CRIMINAL APPEAL No.1280 OF 1998

Vengala V. Reddy & Anr.

...Appellant (s)

Versus

Public Prosecutor, High Court of A.P.

...Respondent(s)

O R D E R

Heard the parties.

The appellants along with other four accused persons were charged and tried under Sections 147, 148, 302/149, 323 and 324 of the Indian Penal Code (hereinafter referred to as the 'IPC') and by an order of acquittal rendered by the trial court, they were acquitted of all the charges. On appeal being preferred before the High Court of Andhra Pradesh, the acquittal of other a

ccused persons has been confirmed whereas the same has been reversed in relation to the appellants and they have been convicted under Section 304 Part II of the IPC and sentenced to undergo rigorous imprisonment for a period of three years and to pay fine of Rs.1000/- each, in default to suffer further imprisonment for a period of one month. Hence, this appeal by special leave.

Having perused the impugned judgment and the evidence of PW1, injured eye witness as well as PW8, the doctor, we are of the view that the High Court has not committed any error in convicting the appellants after reversing the order of acquittal relating to them. As such, no interference is called for. The appeal is accordingly dismissed.

Bail bonds of the appellants, who are on bail are cancelled and they are directed to be taken into custody forthwith for undergoing the remaining period of sentence.

.....J.
(B.N. AGRAWAL)

.....J.
(Dr. AR. LAKSHMANAN)
New Delhi
March 25, 2004.