

SUPREME COURT OF INDIA
RECORD OF PROCEEDINGS

Petition(s) for Special Leave to Appeal (Crl) No(s).6153/2007

(From the judgement and order dated 01/08/2006 in CRLA No. 184/1997
of The HIGH COURT OF M.P AT INDORE)

JALAM SINGH & ANR.

Petitioner(s)

VERSUS

STATE OF MADHYA PRADESH

Respondent(s)

(With appln(s) for c/delay in filing SLP,bail and exemption from filing O.T.
of annexures)

Date: 22/02/2008 This Petition was called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE C.K. THAKKER
HON'BLE MR. JUSTICE D.K. JAIN

For Petitioner(s) Mr. Ansar Ahmad Chaudhary,Adv. (SCLSC)

For Respondent(s) Mr. C.D. Singh,Adv.
Mr. Merusagar Samantaray, Adv.
Mr. Vairagya Vardhan, Adv.
Mr. Sunny Choudhary, Adv.

UPON hearing counsel the Court made the following
ORDER

Delay condoned.
Leave granted.
The appeal is disposed of.
The High Court is requested to decide the mater as
expeditiously as possible since the appellants are in jail.

[Charanjeet Kaur]
Court Master

[Vinod Kulvi]
Court Master

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

CRIMINAL APPEAL NO. 368 OF 2007
(Arising out of SLP(Crl.) No. 6153/2007)

Jalam Singh & Anr.

.. Appellant(s)

Versus

State of Madhya Pradesh

.. Respondent(s)

ORDER

Delay condoned.

Leave granted.

We have heard learned counsel for the parties.

Reading of the judgment of the High Court makes it clear that nobody appeared on behalf of the appellants-accused (herein also appellants), before the High Court and the matter was proceeded and decided on merits. The High Court dismissed the appeal.

On the facts and in the circumstances of the case, in our opinion, it would be appropriate if we set aside the order passed by the High Court and remit the matter to the High Court for fresh disposal in accordance with law. If the appellants are not represented by the time the matter comes up for hearing, the High Court will appoint Amicus Curiae and decide the case in accordance with law.

The appeal is, accordingly, disposed of.

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We request the High Court to decide the matter as expeditiously as possible since the appellants are in jail.

.....J
[C.K. THAKKER]

[D.K. JAIN]
NEW DELHI,
FEBRUARY 22, 2008.

.....J