

IT E M NO.7 1

COUR T NO.9

SEC T I O N IIA

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

Petition(s) for Special Leave to Appeal (Crl) No(s).7 5 6 4 / 2 0 0 8

(From the judgment and order dated 13 / 0 3 / 2 0 0 8 in CR LA No. 84 / 2 0 0 2 of The
HIGH COUR T OF JUDIC A T U R E AT BOM B A Y , B E N C H AT NAG P U R)

AMIN KHA N

Petitioner(s)

VER SUS

STA T E OF MAHA R A S H T R A

Respondent(s)

(With appln(s) for bail and office report)

Date: 03 / 1 1 / 2 0 0 8 This Petition was called on for hearing today.

CORAM :

HON' B L E MR. JUS T I C E DA L V E E R BHA N D A R I

HON' B L E MR. JUS T I C E HAR J I T SIN G H B E D I

For Petitioner(s) Mr. A.K. Sanghi, Adv.

For Respondent(s)

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

Learned counsel for the Petitioner submits that the
Petitioner has been erroneously convicted under Section 3 0 2
I PC. The Petitioner has not been charged under Section 1 4 9
I PC. It was submitted by counsel for the Petitioner that
according to the evidence on record and the case of the
prosecution, the Petitioner has not caused any injury to the
deceased. The injuries attributed to the Petitioner have been

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caused to the witnesses alone and for that offence he has already
been convicted under Section 30 7 I PC. According to the
submission of the counsel for the Petitioner the Petitioner's
conviction under Section 30 2 I PC is not sustainable.

Issue notice.

Dasti service, in addition, is permitted.

(K.K. Chawla)
Court Master

(Neeru Bal a Vij)
Court Master