

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). 333 OF 2006

BABAJI KASHINATH BORHADE & ORS.

Appellant (s)

VERSUS

STATE OF MAHARASHTRA

Respondent(s)

(With appln(s) for permission to file additional documents and office report)

Date: 14/05/2012 This Appeal was called on for hearing today.

CORAM :

HON'BLE DR. JUSTICE B.S. CHAUHAN
HON'BLE MR. JUSTICE DIPAK MISRA
(VACATION BENCH)

For Appellant(s)

Mr. Arun R. Pedneker, Adv.
Ms. Chandan Ramamurthi, Adv.

For Respondent(s)

Ms. Asha Gopalan Nair, Adv.

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

In terms of the signed order, the appeal stands disposed of.

(O.P. Sharma)
Court Master

(M.S. Negi)
Court Master

(Signed order is placed on the file)

1

IN THE SUPREME COURT OF INDIA
CRIMINAL APPELLATE JURISDICTION
CRIMINAL APPEAL NO.333 OF 2006

BABAJI KASHINATH BORHADE & ORS.

Appellants

VERSUS

STATE OF MAHARASHTRA

Respondent

O R D E R

This Court has issued notice on 4.1.2006 only in respect of quantum of sentence.

In this case the appellant No.1-Babaji Kashinath Borhade has been convicted under Section 302 of Indian

Penal Code (for short "IPC") by the trial Court and

sentenced to life imprisonment with fine.

However, the

High Court has converted his conviction under Section 304

Part-I, IPC and awarded sentence to 10 years R.I..

After hearing learned counsel for the parties and in the facts and circumstances of the case, as the incident occurred on 5.3.1996 and the appellant has suffered a lot during the trial and during the pendency of appeal and has been released on bail, we reduce the sentence of the appellant No.1-Babaji Kashinath Borhade to a period of five years.

2

So far as the other three appellants are concerned, they had been convicted for the offences punishable under Section 325 IPC and awarded sentence to two years R.I.

Only, their appeals stand dismissed as we do not find any reason to reduce their imprisonment.

The appeal stands disposed of.

.....J.
[DR. B.S. CHAUHAN]

NEW DELHI
MAY 14, 2012

.....J.
[DIPAK MISRA]