

S U P R E M E C O U R T O F I N D I A

RECORD OF PROCEEDINGS

Petition(s) for Special Leave to Appeal (Crl) No(s).4084/2006

(From the judgement and order dated 08/05/2006 in CRLA No. 2289/1981 of The HIGH COURT OF JUDICATURE AT ALLAHABAD)

DAYA SHANKAR

Petitioner(s)

VERSUS

STATE OF U.P.

Respondent(s)

(With appln(s) for exemption from filing O.T.,bail and office report)

Date: 08/09/2006 This Petition was called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE B.P. SINGH

HON'BLE MR. JUSTICE ALTAMAS KABIR

For Petitioner(s)

Dr.J.N.Dubey, Sr.Adv.

Mr. Anurag Dubey, Adv.

Ms. Anu Sawhney, Adv.

Mr. K.B.Upadhyay, Adv.

Mr. Meenesh Dubey, Adv.

Mr. Gaurav Singh, Adv.

Mr. S.R. Setia,Adv.

For Respondent(s)

UPON hearing counsel the Court made the following

O R D E R

Counsel for the petitioner contends that in the absence of a charge under Section 302

IPC the petitioner could not be convicted of that offence. He submits that a charge in t
his case

is framed only under Section 302 read with Section 149 IPC.

Issue notice.

(Sukhbir Paul Kaur)

Court Master

(Vijay Dhawan)

Court Master