

IN THE SUPREME COURT OF INDIA  
CRIMINAL APPELLATE JURISDICTION

CRIMINAL APPEAL NO. 6 OF 2014

JITENDRA KUMAR RAI

Appellant(s)

VERSUS

THE STATE OF JHARKHAND

Respondent(s)

O R D E R

This appeal is directed against the judgment of the High Court confirming the conviction for offence punishable under Sections 364A, 379 and 120B of Indian Penal code. The appellant has been convicted for the stated offence along with three other accused. The Special Leave Petition filed by accused Nos.4 and 5 - Pinku Singh and Pappu Singh has already been rejected by this Court. The Appeal filed by accused No.2 - Sushil Kumar Rai was disposed of by affirming the conviction but modifying the sentence awarded to him, being a minor.

In that sense, the concurrent decision of two courts below convicting the appellant alongwith three other accused is the subject matter of this appeal. As regards the appellant, who was the driver of the complainant, two courts below after analysing the evidence on record have concurrently found that the allegation against the appellant - to have been

a party to conspiracy in the commission of offence - is established beyond reasonable doubt, on account of circumstances referred to in the impugned judgment.

The view so taken by the two courts below in that behalf is, in our opinion, a plausible view. The evidence does support the conclusion reached by the two courts below *qua* the appellant.

Hence, nothing more is required to be done. The appeal deserves to be dismissed. The bail bonds stand cancelled.

The local police may proceed against the appellant in accordance with law.

Pending applications, if any, stand disposed of.

.....J  
(A.M. KHANWILKAR)

.....J  
(DINESH MAHESHWARI)

New Delhi  
September 24, 2019

ITEM NO.103

COURT NO.8

SECTION II-A

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

Criminal Appeal No(s). 6/2014

JITENDRA KUMAR RAI

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THE STATE OF JHARKHAND

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Date : 24-09-2019 This appeal was called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE A.M. KHANWILKAR  
HON'BLE MR. JUSTICE DINESH MAHESHWARI

For Appellant(s)

Mr. Ansar Ahmad Chaudhary, AOR

For Respondent(s)

Mr. Tapesh Kumar Singh, AOR  
Mr. Aditya Pratap Singh, Adv.UPON hearing the counsel the Court made the following  
O R D E R

The Appeal is dismissed in terms of the signed order.

Pending applications, if any, stand disposed of.

(DEEPAK SINGH)  
COURT MASTER (SH)(VIDYA NEGI)  
COURT MASTER (NSH)

[Signed order is placed on the file]