

IN THE SUPREME COURT OF INDIA  
CRIMINAL APPELLATE JURISDICTION  
CRIMINAL APPEAL NOS. 1928-1929 OF 2011

VIKRAM SINGH Appellant(s)

VERSUS

SMT. KASTURIBAI & ORS. Respondent(s)

WITH

CRIMINAL APPEAL NO. 786 OF 2009

RAI SINGH & ANR. Appellant(s)

VERSUS

STATE OF M.P. Respondent(s)

O R D E R

CRIMINAL APPEAL NOS. 1928-1929 OF 2011:

These appeals have been filed by the complainant - victim

against the final Judgment and order dated 29.04.2009 passed by

the High Court of Madhya Pradesh, Bench at Indore in Criminal

Appeal Nos. 114-115 of 1999 whereby the said Criminal Appeals

filed by the accused - respondents herein were partly allowed

inasmuch as the finding of conviction was maintained with

modification to the extent that the jail sentence awarded to the

accused is reduced to the period already undergone subject to

Signature Not Verified

depositing further sum of Rs.1500/- by accused - Smt. Kasturibai

Digitally signed by

Gulshan Kumar Arora

Date: 2015.09.28

16:20:16 IST

Reason:

therein and Rs.2000/- by accused Makhan therein, out of which

Rs.2000/- shall be payable to the injured Nanuram and Rs.1500/-

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shall be paid to injured Vikram, failing which the accused shall

suffer jail sentence awarded by the learned Courts below.

We have heard learned counsel appearing for the appellant -

complainant and learned counsel for the respondents - accused at

length today.

Having regard to the facts and circumstances of the case, we agree with the view of the High Court on sentence part. However, we enhance the fine amount to the tune of Rs.25,000/- which shall be paid by the accused - Makhan to the victim - Vikram Singh within a period of four weeks from today.

These appeals are partly allowed to the extent indicated above.

CRIMINAL APPEAL No.786 OF 2009:

This appeal has been filed by the accused - appellants against the final judgment and order dated 10.09.2007 passed by the High Court of Madhya Pradesh, Bench at Indore in Criminal Appeal No.110 of 1999, whereby the High Court dismissed their appeal and maintained the conviction passed by the Sessions Judge, Devas and sentenced them to undergo RI for three years with fine of Rs.500/- each for the offence punishable under Section 307 of the IPC and one year R.I. under Section 342 of IPC with default stipulation.

Pursuant to this Court's Order dated 23.03.2009, the accused have already been released on bail as out of total sentence of three years, they have already undergone about 21 months in jail.

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We have heard learned counsel appearing for the appellants - accused and learned counsel appearing for the respondent - State of Madhya Pradesh at length today.

Having regard to the facts and circumstances of the case, we maintain the conviction awarded by the High Court but reduce the sentence to the period already undergone by them. The accused are already on bail. Their bail bonds shall stand discharged.

The appeal is partly allowed to the extent indicated above.

.....J  
(PINAKI CHANDRA GHOSE)

.....J  
(R.K. AGRAWAL)

NEW DELHI;  
September 22, 2015.

ITEM NO.116

COURT NO.13

SECTION IIA

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). 1928-1929/2011

VIKRAM SINGH

Appellant(s)

VERSUS

SMT.KASTURIBAI &amp; ORS.

Respondent(s)

(with appln. (s) for permission to file additional affidavit)

WITH

Crl.A. No. 786/2009

(With Office Report)

Date : 22/09/2015 These appeals were called on for hearing today.

CORAM : HON'BLE MR. JUSTICE PINAKI CHANDRA GHOSE  
HON'BLE MR. JUSTICE R.K. AGRAWAL

For Appellant(s) Mr. Ranbir Singh Yadav, AOR

For Respondent(s) Mr. Arvind Verma, Sr. Adv.  
Ms. Sukanya Basu, Adv.  
For Mr. C. D. Singh, AOR

Mr. Niraj Sharma, AOR

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

CRIMINAL APPEAL NOS. 1928-1929 OF 2011:

These appeals are partly allowed in terms of the signed order.

CRIMINAL APPEAL No.786 OF 2009:

The appeal is partly allowed in terms of the signed order.

(R.NATARAJAN)  
Court Master(SNEH LATA SHARMA)  
Court Master

(Signed order is placed on the file)