

IN THE SUPREME COURT OF INDIA

CRIMINAL APPELLATE JURISDICTION

CRIMINAL APPEAL NO.771 OF 2013

NIRMALABAI

APPELLANT(S)

VERSUS

BAJIRAO & ORS.

RESPONDENT(S)

O R D E R

1. We have heard learned counsel and learned senior counsel appearing for the parties.
2. The High Court is right in drawing its conclusion that it is not a case which would attract Sections 302, 148, 147, 143 read with 149, 323, 324 read with 149 of the Indian Penal Code, 1860 (for short 'the IPC') and is therefore, punishable under Section 304 Part I read with 34 of the IPC for which it has given its cogent reasons for arriving at the said conclusion.
3. Thus, having found no illegality in the decision rendered by the High Court, particularly, when the said conclusion has been arrived at on an appraisal of evidence of eye-witnesses

while comparing with the medical evidence, we are not inclined to interfere with the same.

4. The appeal is dismissed accordingly.
5. Pending application(s), if any, shall stand disposed of.

.....J.
[M.M. SUNDRESH]

.....J.
[NONGMEIKAPAM KOTISWAR SINGH]

NEW DELHI;
30th JULY, 2025

ITEM NO.121

COURT NO.5

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). 771/2013

NIRMALABAI

Appellant(s)

VERSUS

BAJIRAO & ORS.

Respondent(s)

Date : 30-07-2025 This appeal was called on for hearing today.

CORAM : HON'BLE MR. JUSTICE M.M. SUNDRESH
HON'BLE MR. JUSTICE NONGMEIKAPAM KOTISWAR SINGH

For Appellant(s) Mr. Anil Kumar, AOR
Mr. Kapil Modi, Adv.

For Respondent(s) Mr. Sudhanshu S. Choudhari, Sr. Adv.
Mr. Mahesh Prakash Shinde, Adv.
Mr. Ashok Kumar Gupta Ii, AOR

Mr. Aaditya Aniruddha Pande, AOR
Mr. Siddharth Dharmadhikari, Adv.
Mr. Shrirang B. Varma, Adv.
Mr. Bharat Bagla, Adv.
Mr. Sourav Singh, Adv.
Mr. Aditya Krishna, Adv.
Mr. Adarsh Dubey, Adv.
Ms. Chitransha Singh Sikarwar, 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 application(s), if any, shall stand disposed of.

(SWETA BALODI)
ASTT. REGISTRAR-cum-PS

(POONAM VAID)
ASSISTANT REGISTRAR

(Signed order is placed on the file)