

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). 796 OF 2006

SUNITA & ANR.

Appellant (s)

VERSUS

STATE OF MAHARASHTRA

Respondent(s)

(With office report)

Date: 15/07/2010 This Appeal was called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE MARKANDEY KATJU
HON'BLE MR. JUSTICE T.S. THAKUR

For Appellant(s)

Mr. Shekhar Naphade, Sr. Adv.
Mr. Manish Pitale, Adv.
Mr. Chander Shekhar Ashri, Adv.

For Respondent(s)

Mr. Shankar Chillarge, Add.Govt.Adv.
Ms. Asha Gopalan Nair, Adv.

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

The Appeal is allowed and the impugned judgment of the
High Court is set aside.

(Rajesh Dham)
Court Master

(Indu Satija)
Court Master

(signed order is placed on the file)
IN THE SUPREME COURT OF INDIA

CRIMINAL APPELLATE JURISDICTION

CRIMINAL APPEAL NO(s). 796 OF 2006

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STATE OF MAHARASHTRA

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O R D E R

Heard the learned counsel for the parties.

This Appeal, by special leave, has been filed against the impugned judgment of the High Court of Bombay dated 03.10.2005.

The facts of the case have already been set out in the impugned judgment. Hence, we are not repeating them here.

On the facts and circumstances of the case, we are of the opinion that there is a reasonable doubt about the involvement of the appellants in the case. Hence, we are inclined to give benefit of doubt to the appellants.

By order dated 21.08.2006 this Court has granted bail to the appellants. Their bail bonds stand discharged.

The Appeal is allowed accordingly and the impugned judgment of the High Court is set aside.

.....J.
(MARKANDEY KATJU)

.....J.
(T.S. THAKUR)

NEW DELHI
JULY 15, 2010.