

ITEM NO.1502

COURT NO.8

SECTION II-C

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). 795/2011

MANOJ KUMAR

Appellant(s)

VERSUS

STATE OF HIMACHAL PRADESH

Respondent(s)

([HEARD BY : HON. MR. JUSTICE N.V. RAMANA AND HON. MR. JUSTICE S.
ABDUL NAZEER, JJ.])

WITH

CrI.A. No. 796/2011 (II-C)CrI.A. No. 797/2011 (II-C)Date : 15-05-2018 These appeals were called on for pronouncement of
judgment today.

For Appellant(s)

Mr. Shiv Ram Sharma, AOR

Mr. Gopal Prasad, AOR

Mr. Pukhrambam Ramesh Kumar, AOR

For Respondent(s)

Mr. Abhinav Mukerji, AAG

Ms. Bihu Sharma, Adv.

Mr. Ajay Marwah, AOR

Hon'ble Mr. Justice N.V. Ramana pronounced the judgment of the Bench comprising His Lordship and Hon'ble Mr. Justice S. Abdul Nazeer.

We hold that the appellants Manoj Kumar, Rangeel Singh and Surinder Singh are guilty for an offence punishable under Section 304 Part II IPC and not for the offence under Sec.300 IPC. Their conviction under Section 302 IPC is, therefore, set aside. While modifying the conviction accordingly, the appellants are sentenced to suffer rigorous imprisonment for a period of ten years. However, we are informed that the appellants have already undergone more than 11-1/2 years imprisonment so far, consequently, the appellants are directed to be released forthwith, if not required

in any other case.

These appeals are disposed of in terms of the signed reportable judgment.

(SUKHBIR PAUL KAUR)
AR CUM PS

(RAJ RANI NEGI)
ASST.REGISTRAR

(Signed reportable judgment is placed on the file)