

IN THE SUPREME COURT OF INDIA

CRIMINAL APPELLATE JURISDICTION

CRIMINAL APPEAL NO. 815 OF 2009

ANIL KUMAR @ ANIL & ANR. ... APPELLANT(S)

VS.

STATE OF KERALA ... RESPONDENT(S)

O R D E R

Appellants are the brothers of Bindhu alias Sobha. Sobha was married to the deceased Rajamshuman alias Unni. Sobha committed suicide on 30.12.1992. Appellants suspected that it was the deceased who had murdered her. According to the prosecution, on 21.12.1993 at about 8:30 p.m., both these appellants inflicted injuries on Unni by choppers. The deceased suffered a large number of injuries which resulted into his death. The trial court relying on the evidence of the eye-witnesses, the Doctor, the Investigating Officer and the F.S.L. Report besides other materials held the appellants guilty under Section 302/34 of the Indian Penal Code and sentenced them to suffer imprisonment for life.

On appeal, the High Court appraised the evidence afresh and came to the conclusion that the appellants were rightly convicted and sentenced.

We have heard Mr. Sanjay Jain, learned counsel for the appellants, and the State of Kerala represented by Mr. M.T. George, Advocate.

We are of the opinion that the trial court and the High Court have recorded the finding of guilt on proper appreciation of evidence which does not call for interference by us in this appeal.

In the result, we do not find any merit in the appeal and it is dismissed, accordingly.

.....J.
(CHANDRAMAULI KR. PRASAD)

.....J.
(FAKKIR MOHAMED IBRAHIM KALIFULLA)

New Delhi; the
February 13, 2013

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). 815 OF 2009

ANIL KUMAR @ ANIL & ANR.

Appellant (s)

VERSUS

STATE OF KERALA

Respondent(s)

(With office report)

Date: 13/02/2013 This Appeal was called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE CHANDRAMAULI KR. PRASAD

HON'BLE MR. JUSTICE FAKKIR MOHAMED IBRAHIM KALIFULLA

For Appellant(s)

Mr. Sanjay Jain, Adv.

Mr. Vinay Arora, Adv.

Ms. Afshan Pracha, Adv.

Mr. Sudhakar Kulwant, Adv.

For Respondent(s)

Mr. M.T. George, Adv.

Ms. Kavitha K.T., Adv.

for Mr. R. Sathish, Adv.

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

The appeal is dismissed in terms of the signed order.

| (S.K. Rakheja)
| Court Master

| |(Indu Satija)
| | Court Master

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(Signed order is placed on the file.)