

SUPREME COURT OF INDIA
RECORD OF PROCEEDINGS

Petition(s) for Special Leave to Appeal (Crl) No(s).8278/2008

(From the judgement and order dated 30/04/2008 in CRLA No. 115/1998 of The HIGH COURT OF PUNJAB & HARYANA AT CHANDIGARH)

DARSHNA Petitioner(s)

VERSUS

STATE OF PUNJAB Respondent(s)

(With appln(s) for exemption from filing O.T.,bail and office report)

Date: 24/02/2009 This Petition was called on for hearing today.

CORAM :

HON'BLE Dr. JUSTICE ARIJIT PASAYAT
HON'BLE MR. JUSTICE ASOK KUMAR GANGULY

For Petitioner(s) Mr. Sudhir Walia,Adv.for
Mr. Mahinder Singh Dahiya,Adv.

For Respondent(s) Mr. Anil Grover,Adv.
Mr. Manish Kumar,Adv.
Mr. Kuldip Singh,Adv.

UPON hearing counsel the Court made the following
ORDER

Leave granted.

The appellant who is in custody is acquitted of the charges and shall be released from custody forthwith unless required to be in custody in connection with any other case.

The appeal is allowed.

[SUMAN WADHWA]
COURT MASTER

[SHASHI BALA VIJ]
COURT MASTER

Signed order is placed on the file.
IN THE SUPREME COURT OF INDIA
CRIMINAL APPELLATE JURISDICTION

CRIMINAL APPEAL NO. 378 OF 2009
(Arising out of SLP(Crl.)No. 8278/2008)

DARSHNA .. APPELLANT

vs.

STATE OF PUNJAB .. RESPONDENT

ORDER

Leave granted.

Having heard learned counsel for the appellant and learned counsel for the State and on consideration of the evidences on record, we are satisfied that the prosecution has not been able to establish the accusations, so far as the appellant is concerned. The order of conviction, as recorded by the trial Court and affirmed by the High Court cannot be sustained in law. The

appellant who is in custody is acquitted of the charges and shall be released from custody forthwith unless required to be in custody in connection with any other case.

The appeal is allowed.

.....J.
(Dr. ARIJIT PASAYAT)

.....J.
(ASOK KUMAR GANGULY)

New Delhi,
February 24, 2009.