

ÊITEM NO.64

COURT NO.6

SECTION II

S U P R E M E C O U R T O F I N D I A
RECORD OF PROCEEDINGS

Petition(s) for Special Leave to Appeal (Crl) No(s).9509/2009

(From the judgement and order dated 10/11/2008 in
of The HIGH COURT OF CALCUTTA)

CRLA No. 393/1990

BADRI @ BADRI NARAYAN & ORS.

Petitioner(s)

VERSUS

SIMLA @ SIMLARANI SINGH & ORS.

Respondent(s)

(With appln(s) for bail and office report)

Date: 28/03/2011 This Petition was called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE MARKANDEY KATJU
HON'BLE MRS. JUSTICE GYAN SUDHA MISRA

For Petitioner(s) Ms. Asha Jain Madan,Adv.

For Respondent(s) Mr. Tara Chandra Sharma,Adv.

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

Leave granted.

The Appeal is disposed of in terms of the signed
order.

(Parveen Kr. Chawla)
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. 793 OF 2011
(Arising from S.L.P.(Crl.) No.9509/2009)

Badri @ Badri Narayan Singh & Others

..Appellants

versus

Simla @ Simlarani Singh & Others

..Respondents

O R D E R

Leave granted.

Heard learned counsel for the parties.

Learned counsel for the appellants states that appellant No.2 Bhadulal @ Bhadu Singh has expired.

Accordingly, this appeal abates qua appellant No.2 and is dismissed as such.

Insofar as appellant Nos. 1 & 3 are concerned, we have perused the entire record. On the facts of the case, we uphold their conviction recorded by the courts below but reduce the period of sentence from ten years' rigorous imprisonment to five years' simple imprisonment. The impugned judgment of the High Court is modified to that extent only.

The Appeal is disposed of in the above terms.

.....J.
[MARKANDEY KATJU]

NEW DELHI;J.
MARCH 28, 2011 [GYAN SUDHA MISRA]