

IN THE SUPREME COURT OF INDIA
CRIMINAL APPELLATE JURISDICTION

CRIMINAL APPEAL NO(S). 2266 OF 2010

P. RAJALINGAM

APPELLANT(S)

VERSUS

THE STATE REP. BY INSPECTOR OF POLICE

RESPONDENT(S)

O R D E R

1. The appellant is arrayed as an accused No.1 and he has been convicted for the offence punishable under Section 307 of the Indian Penal Code, 1860. Resultantly, he was sentenced to undergo two years of rigorous imprisonment.
2. Though the learned counsel appearing for the appellant made submissions on merit, we find that there was no contradiction in the statements of PW-1 to PW-5. He has further submitted that these witnesses are interested witnesses. We are not inclined to accept the said submission as the definition of an interested witness would mean a witness who is interested in securing conviction for the accused which is not the case here.
3. In such view of the matter, we are inclined to confirm the conviction. However, the alternative submissions made by the learned counsel for the appellant requires consideration. The occurrence took place in the year 2000. The appellant is a villager. The incident occurred due to conduct of PW-2 who

teased the daughter of accused No.1. Considering the above said facts, we are inclined to modify the sentence to the period already undergone.

4. The appeal stands allowed in part accordingly. Bail bonds, if any, stand discharged.
5. Pending application(s), if any, shall stand disposed of.

.....J.
[M.M. SUNDRESH]

.....J.
[S.V.N. BHATTI]

NEW DELHI;
14TH FEBRUARY, 2024

ITEM NO.104

COURT NO.14

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). 2266/2010

P.RAJALINGAM

Appellant(s)

VERSUS

THE STATE REP. BY INSPECTOR OF POLICE

Respondent(s)

Date : 14-02-2024 This appeal was called on for hearing today.

CORAM : HON'BLE MR. JUSTICE M.M. SUNDRESH
HON'BLE MR. JUSTICE S.V.N. BHATTI

For Appellant(s) Ms. Anubha Agrawal, AOR

For Respondent(s) Mr. V. Krishnamurthy, Sr. A.A.G.
Mr. D. Kumanan, AOR
Mr. Sheikh F. Kalia, Adv.
Mrs. Deepa. S, Adv.UPON hearing the counsel the Court made the following
O R D E RThe appeal is allowed in part in terms of the signed
order.

Pending application(s), if any, shall stand disposed of.

(SWETA BALODI)
COURT MASTER (SH)(POONAM VAID)
COURT MASTER (NSH)

(Signed order is placed on the file)