

IN THE SUPREME COURT OF INDIA  
CRIMINAL APPELLATE JURISDICTION  
CRIMINAL APPEAL No.771 OF 2010

SANTOSH KUMAR & ANR.

... APPELLANTS

Versus

STATE OF M.P.

... RESPONDENT

WITH

CRIMINAL APPEAL No.772 OF 2010

STATE OF M.P.

... APPELLANT

Versus

SANTOSH KUMAR & ANR.

... RESPONDENTS

O R D E R

The instant appeals, by way of special leave, are directed against the common judgment dated 24.09.2009 passed by the High Court of Madhya Pradesh, Jabalpur Bench, Jabalpur, in Criminal Appeal No.1070 of 1994 whereby the High Court partly allowed the appeal and set aside the conviction and sentence of the appellants-accused under section 304-B IPC and convicted them under Section 498A IPC and sentenced to 3 years RI and fine of Rs.500/-, and in default of the payment of fine, to undergo further simple imprisonment for 2 months.

Having heard learned counsel for the parties and carefully perusing the material placed before us, we find no ground to interfere with the impugned judgment passed by the High Court in exercise of our jurisdiction under Article 136 of the Constitution.

The appeals are accordingly dismissed.

Vide order dated 12.04.2010, this Court has suspended the sentence of the appellants till the disposal of these appeals.

As we have dismissed these appeals, we direct the appellants to surrender before the concerned trial court within four weeks from today to serve out the remaining sentence.

.....J.  
(N.V.RAMANA)

.....J.  
(R. SUBHASH REDDY)

.....J.  
(B.R. GAVAI)

NEW DELHI;  
OCTOBER 16, 2019.

ITEM NO.103

COURT NO.3

SECTION II-A

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).771/2010

SANTOSH KUMAR &amp; ANR.

Appellant(s)

VERSUS

STATE OF M.P.

Respondent(s)

WITH

Cr1.A. No.772/2010 (II-A)

Date : 16-10-2019 These appeals were called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE N.V. RAMANA  
 HON'BLE MR. JUSTICE R. SUBHASH REDDY  
 HON'BLE MR. JUSTICE B.R. GAVAI

For Appellant(s) Mr. Shiv Sagar Tiwari, AOR  
 (In Cr1.A.771/10) Dr. B.K.Pandey, Adv.  
 Ms. Pratima Singh, Adv.

Mrs. Swarupama Chaturvedi, AOR

(In Cr1.A.772/10) Mr. Rahul Kaushik, AOR  
 Ms. Bhuvneshwari Pathak, Adv.  
 Ms. Shilpi Satyapriya Satyam, Adv.

For Respondent(s) Mr. Shiv Sagar Tiwari, AOR  
 (In Cr1.A.772/10) Dr. B.K.Pandey, Adv.  
 Ms. Pratima Singh, Adv.

(In Cr1.A.771/10) Mr. Rahul Kaushik, AOR  
 Ms. Bhuvneshwari Pathak, Adv.  
 Ms. Shilpi Satyapriya Satyam, Adv.

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

The appeals are dismissed in terms of the signed order.  
 Vide order dated 12.04.2010, this Court has suspended the  
 sentence of the appellants till the disposal of these appeals.

As we have dismissed these appeals, we direct the  
 appellants to surrender before the concerned trial court within  
 four weeks from today to serve out the remaining sentence.

(SATISH KUMAR YADAV)  
 AR-CUM-PS

(RAJ RANI NEGI)  
 ASSISTANT REGISTRAR

(Signed order is placed on the file)