

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). 3153/2020

(Arising out of impugned judgment and order dated 18-02-2020 in CRA No. 9509/2019 passed by the High Court of M.P. at Indore)

THE STATE OF MADHYA PRADESH

Petitioner(s)

VERSUS

RAMBARAN SINGH SISODIYA

Respondent(s)

WITH

SLP(Crl) No. 3195/2020 (II-A)

Date : 09-01-2024 These petitions were called on for hearing today.

CORAM : HON'BLE MR. JUSTICE HRISHIKESH ROY
HON'BLE MR. JUSTICE PRASHANT KUMAR MISHRAFor Petitioner(s) Mr. Arjun Garg, AOR
Mr. Aakash Nandolia, Adv.

Mr. Gopal Jha, AOR

For Respondent(s) Mr. Rajendra Singhvi, Adv.
Mr. Ashish Gupta, Adv.
Ms. Arundhati Chakraborty, Adv.
Mr. T. R. B. Sivakumar, AOR

UPON hearing the counsel the Court made the following

O R D E R

SLP (Criminal) No. 3153 of 2020

Heard Mr. Aakash Nandolia, learned counsel appearing for the petitioner. Also heard Mr. Rajendra Singhvi, learned counsel appearing for the respondent.

Considered the submissions made by the learned counsel for the parties. Also read the impugned judgment dated 18.02.2020 rendered by the High Court ordering for suspension of sentence and

conviction insofar as it relates to the respondent-Principal. The view taken by the High Court in the given facts suffers from no infirmity. The Special Leave Petition is accordingly dismissed.

Pending application(s), if any, shall stand closed.

SLP (Criminal) No. 3195 of 2020

The office report dated 08.01.2024 indicates that service is incomplete on the sole respondent. The respondent was the Head Master of the School who was arrayed as an accused and was convicted with the other co-accused, by the learned Sessions Judge on 02.11.2019.

In the appeal preferred by the accused, the High Court has passed the impugned order dated 18.02.2020 in the Criminal Appeal No. 9666 of 2019, ordering suspension of sentence.

Having considered the matter, we see no reason to disturb the order for suspension of sentence passed in favour of the respondent. The Special Leave Petition is accordingly dismissed.

The non-service of notice on the respondent as pointed out by the office report may have no material bearing in the order that has been passed.

However, before parting, we may observe that since an elaborate order was passed by the High Court for justifying suspension of sentence, the reasoning in the order should have no bearing in finally deciding the pending criminal appeal.

Pending application(s), if any, shall stand closed.

(NITIN TALREJA)
ASTT. REGISTRAR-cum-PS

(KAMLESH RAWAT)
ASSISTANT REGISTRAR