

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

SPECIAL LEAVE PETITION (CRIMINAL) Diary No(s). 1699/2021

SHINOJ SINGH

Petitioner(s)

VERSUS

THE STATE OF KERALA

Respondent(s)

(FOR ADMISSION and I.R. and IA No.16564/2021-EXEMPTION FROM FILING C/C OF THE IMPUGNED JUDGMENT and IA No.16565/2021-EXEMPTION FROM FILING O.T. and IA No.16563/2021-EXEMPTION FROM SURRENDERING WITHIN TIME)

Date : 12-02-2021 This petition was called on for hearing today.

CORAM : HON'BLE MR. JUSTICE HRISHIKESH ROY
[IN CHAMBER]

For petitioner(s) Mr. Parthiv Goswami adv.
Mr. Nachiketa Joshi adv.
Mr. Santosh Kumar adv.
Mr. Amit sharma adv.
Ms. Mrinal Gopal Elker, AOR

For Respondent(s)

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

Mr. Parthiv Goswami, learned counsel appearing for the petitioner refers to the seven injuries from the evidence of Dr.Prajeesh (PW-22) and also the testimony of PW-3 to contend that the role attributed to the petitioner is confined to causing injury on the palm and leg of the injured victim and those were not fatal injuries. The learned counsel then submits that all six co-accused of the petitioner were given the benefit of suspension of sentence by the High Court but the petitioner is the only one, who has been refused the benefit of bail under the impugned order dated 26.08.2020. According to the counsel all the accused including the petitioner were granted bail during trial and therefore the criminal antecedent cited by the High Court to deny parity to the petitioner, is not justified.

Considering the above, the application for exemption from surrendering stands allowed. It is ordered accordingly.

(RASHI GUPTA)
SENIOR PERSONAL ASSISTANT

(ANITA RANI AHUJA)
ASSISTANT REGISTRAR