

IN THE SUPREME COURT OF INDIA

CRIMINAL APPELLATE JURISDICTION

CRIMINAL APPEAL NO(S).2029-2030 of 2017
(Arising out of SLP(Crl.)No.7761-7762 of 2016)

HARENDRA GIRI ETC. Appellant(s)

VERSUS

THE STATE OF BIHAR Respondent(s)

WITH

SPECIAL LEAVE PETITION (CRL.)NO.10065 OF 2016

NARAYAN NAT Petitioner(s)

VERSUS

THE STATE OF BIHAR Respondent(s)

O R D E R

SLP(CRL.)NO.10065 OF 2016:

Heard.

We do not see any ground to interfere with the impugned order.

The special leave petition is accordingly dismissed.

Crl.Appeal NO(s).2029-2030 of 2017 (@SLP(Crl.)NO(s).7761-7762 of 2016:

Leave granted.

We have heard learned counsel for the parties and perused the record.

Admittedly no identification parade was held. Having regard to the nature of the evidence on record, the appellants are entitled to benefit of doubt. Their conviction and sentence are set aside. They be released from custody unless required in any other case.

The appeals are accordingly disposed of.

.....J.
(ADARSH KUMAR GOEL)

.....J.
(UDAY UMESH LALIT)

New Delhi,
November 27, 2017.

ITEM NO.47

COURT NO.10

SECTION II-A

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

Petition(s) for Special Leave to Appeal (Crl.)No(s).7761-7762/2016

(Arising out of impugned final judgment and order dated 24-02-2016 in CRLA No. 1059/2011 24-02-2016 in CRLA No. 1062/2011 passed by the High Court Of Judicature At Patna)

HARENDRA GIRI ETC.

Petitioner(s)

VERSUS

THE STATE OF BIHAR

Respondent(s)

(IA No.115662/2017-SUSPENSION OF SENTENCE)

WITH SLP(Crl) No. 10065/2016 (II-A)

Date : 27-11-2017 These petitions were called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE ADARSH KUMAR GOEL

HON'BLE MR. JUSTICE UDAY UMESH LALIT

For Petitioner(s) Mr. Mithilesh Kumar Singh, AOR
Ms. Manju Singh, Adv.

Mr. Amit Pawan, AOR

For Respondent(s) Ms. Fauzia Shakil, Adv.
Mr. Ujjwal Singh, Adv.
Mr. Mojahid Karim Khan, Adv.
Mr. M. Shoeb Alam, AOR

Mr. Abhinav Mukerji, AOR

Ms. Bihu Sharma, Adv.

Ms. Purnima krishna, Adv.

UPON hearing the counsel the Court made the following

O R D E R

In terms of the signed order SLP(Crl.)No.10065 of 2016 is dismissed AND leave granted in SLP (Crl.)NO.7761-7762 of 2016 and the appeals are disposed of.

Pending applications, if any, shall also stand disposed of.

(MAHABIR SINGH)
COURT MASTER

(PARVEEN KUMARI PASRICHA)
COURT MASTER

(Signed order is placed on the file)