

ITEM NO.8 Court 4 (Video Conferencing) 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). 4974/2020

(Arising out of impugned final judgment and order dated 25-06-2020 in CRADB No. 1482/2019 passed by the High Court Of Judicature At Patna)

GAURAV KUMAR RAI @ SHUBHAM

Petitioner(s)

VERSUS

STATE OF BIHAR

Respondent(s)

(FOR ADMISSION and I.R. and IA No.104941/2020-EXEMPTION FROM FILING C/C OF THE IMPUGNED JUDGMENT and IA No.104942/2020-EXEMPTION FROM FILING O.T. and IA No.104943/2020-EXEMPTION FROM FILING AFFIDAVIT)

Date : 04-11-2020 This petition was called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE UDAY UMESH LALIT
HON'BLE MR. JUSTICE VINEET SARAN
HON'BLE MR. JUSTICE S. RAVINDRA BHAT

For Petitioner(s) Mr. R. Basant, Sr. Adv.
 Mr. Sameer Kumar, AOR
 Mr. Shah Rukh Ahmad, Adv.
 Mr. Vishnu Pazhanganat, Adv.

For Respondent(s)

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

The petitioner stands convicted and sentenced to suffer life imprisonment for the offence punishable under Section 302/34 IPC. He is, also convicted for the offence under Section 27A of the Arms Act, 1959.

In an appeal arising therefrom, an application under Section 389 Cr.P.C. was preferred, the rejection of which is presently

under challenge.

It is a matter of record that the petitioner has completed more than 6½ years of actual sentence.

Heard Mr. R. Basant, learned Senior Advocate.

We are not inclined to interfere with the order passed by the High Court. This SLP is dismissed.

However, considering the fact that the petitioner has actually undergone more than 6½ years of actual sentence, we request the High Court to take up Criminal Appeal (DB) No.1482/2019 for disposal at an early date and preferably within six months from the receipt of this order.

Pending applications, if any, shall stand disposed of.

(INDU MARWAH)
COURT MASTER (SH)

(PRADEEP KUMAR)
BRANCH OFFICER