

IN THE SUPREME COURT OF INDIA
CRIMINAL APPELLATE JURISDICTION

CRIMINAL APPEAL NO. OF 2019
(ARISING OUT OF SLP(CRIMINAL)NO.9120/2018)

HARDEEP SINGH & ORS.

Appellant(s)

Versus

STATE OF PUNJAB

Respondent(s)

O R D E R

Leave granted.

The appellant Hardeep Singh was convicted under Section 307 IPC and Section 27 of the Arms Act and was sentenced to three years imprisonment on both the counts while appellants Harjinder Singh and Jaswinder Singh were convicted under Section 307 read with 34 IPC and were sentenced for three years. All the appellants were also convicted under Section 506 IPC and sentenced to one year imprisonment. Their appeal challenging the conviction and sentence namely CRA-S-4013-SB-2018 (O & M) is pending in the High Court of Punjab & Haryana. Their application for suspension of sentence having been rejected, this appeal has been filed by them.

While issuing notice on 25.10.2018, this Court granted the benefit under Section 389 CrPC to Harjinder Singh and Jaswinder Singh. Since the appellant Hardeep Singh had not surrendered, the matter was directed to be listed after said appellant had

surrendered. The appellant accordingly surrendered on 30.10.2018. He has completed more than two months of actual custody.

As per Office Report, copy of notice was issued to the learned Standing counsel for the State.

We find that the appellant Hardeep Singh is entitled to similar relief under Section 389 Cr.P.C., as was granted to other appellants. We, therefore, direct the trial court to pass appropriate orders and release appellant Hardeep Singh on bail on such conditions as the trial court may deem appropriate.

The relief granted to all the appellants shall continue to operate during the pendency of the appeal before the High Court.

The Appeal is disposed of in the aforesaid terms.

Pending applications, if any, also stand disposed of.

.....J.
[UDAY UMESH LALIT]

.....J.
[ASHOK BHUSHAN]

New Delhi,
January 18, 2019

ITEM NO.66

COURT NO.8

SECTION II-B

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 (CrI.) No(s). 9120/2018

(Arising out of impugned final judgment and order dated 12-10-2018 in CRM No. 36677/2018 passed by the High Court Of Punjab & Haryana At Chandigarh)

HARDEEP SINGH & ORS.

Petitioner(s)

VERSUS

STATE OF PUNJAB

Respondent(s)

Date : 18-01-2019 These matters were called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE UDAY UMESH LALIT
HON'BLE MR. JUSTICE ASHOK BHUSHAN

For Petitioner(s) Mr. Vineet Bhagat, AOR

For Respondent(s)

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

Leave granted.

The appeal is disposed of in terms of the signed order.

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

(INDU MARWAH)
COURT MASTER

(SANTOSH KUMAR)
BRANCH OFFICER

(signed order is placed on the file)