

ITEM NO.17

COURT NO.7

SECTION II

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 (Cr1.) No(s). 5970/2019

(Arising out of impugned final judgment and order dated 13-12-2018 in CRLA No. 1383/2014 passed by the High Court Of Judicature At Allahabad)

CHHEEMO & ORS.

Petitioner(s)

VERSUS

THE STATE OF UTTAR PRADESH

Respondent(s)

(FOR ADMISSION and INTERIM RELIEF and
IA No.88847/2019-EXEMPTION FROM FILING O.T.)

WITH SLP(Cr1) No. 5972/2019 (II)

(FOR EXEMP.FROM FILING C/C OF THE IMPUGNED JUDG. -IA 92587/2019,
FOR EXEMPTION FROM FILING O.T. -IA 92588/2019)

Date : 19-07-2019 These matters were called on for hearing today.

CORAM :

HON'BLE MRS. JUSTICE R. BANUMATHI
HON'BLE MR. JUSTICE A.S. BOPANNA

For Petitioner(s) Mr. Shakil Ahmed Syed, AOR
(SLP 5970/2019) Mr. Mohd. Parvez Dabas,Adv.
 Mr. Uzmi Jameel Husain,Adv.
 Mr. Vaibav Tandon,Adv.

(SLP 5972/2019) Mr. Fuzail Ahmad Ayyubi, AOR
 Mr. Abdul Qadir,Adv.
 Mr. Ibad Mushtaq,Adv.
 Ms. Aditi Gupta,Adv.

For Respondent(s)

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

SLP(Cr1.)NO.5970/2019 :

We have heard Mr. Shakil Ahmed Syed, learned counsel appearing for the petitioners.

By perusal of the impugned judgment it is seen that the petitioners before the High Court argued only for reduction in sentence and accordingly the High Court has reduced the life imprisonment awarded to the petitioners under Section 307 read with Section 149 I.P.C. to ten years.

Considering the facts and circumstances of the case and the overt act attributed to the petitioners, we do not find any good ground warranting interference with the impugned order in exercise of our jurisdiction under Article 136 of the Constitution of India.

The special leave petition is accordingly dismissed.

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

SLP(Cr1.)No.5972 of 2019 :

Mr. Fuzail Ahmad Ayyubi, learned counsel appearing for the petitioner-Nawab Khan, has submitted that the petitioner is aged about 75 years and has been suffering from various ailments due to old age.

Considering the above submission, issue notice limited to the question of quantum of sentence, returnable within two weeks.

Learned counsel for the petitioner is also permitted to serve notice upon the standing counsel of the respondent-State of Uttar Pradesh.

(MAHABIR SINGH)
COURT MASTER

(NISHA TRIPATHI)
BRANCH OFFICER