

ITEM NO.8

COURT NO.16

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 for Special Leave to Appeal (Crl.) No. 2874/2020

[Arising out of impugned final judgment and order dated 05-04-2019 in CRLA No. 4639/2011 passed by the High Court of Judicature at Allahabad]

STATE OF UTTAR PRADESH

Petitioner(s)

VERSUS

RAM DIN & ORS.

Respondent(s)

WITH

SLP(Crl) No. 5586/2023 (II)

Date : 11-12-2024 These petitions were called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE PANKAJ MITHAL
HON'BLE MR. JUSTICE SANDEEP MEHTA

For Petitioner(s) Mr. Sarvesh Singh Baghel, AOR
Ms. Mayuri Raghuvanshi, Adv.
Mr. Vyom Raghuvanshi, Adv.

Mr. Md. Farman, AOR
Mr. Viresh Kumar, Adv.

For Respondent(s) Mr. Satyaveer Singh, Adv.
Mr. Abhishek Singh, Adv.
Mr. Akash Singh, Adv.
Mr. Rudra Vikram Singh, Adv.
Ms. Manju Jetley, AOR

Mr. Sarvesh Singh Baghel, AOR
Mr. Harsh Pratap Shahi, Adv.

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

Heard learned counsel for the petitioner and
the complainant as well as learned counsel for the

respondents.

The conviction and sentence for life awarded by the Trial Court has been set aside by the High Court in appeal preferred by the accused persons. The High Court has categorically recorded a finding that the F.I.R. has been anti-timed and that there is no direct evidence to connect the accused persons with the crime. The chain of circumstances have also not been duly established and that the evidence of PW-3, wife of the deceased suffers from serious infirmities.

In view of the aforesaid facts and circumstances of the case, we do not consider it necessary to exercise our discretion under Article 136 of the Constitution of India.

The present special leave petitions are, accordingly, dismissed.

Pending application(s), if any, shall stand disposed of.

(SNEHA DAS)
SENIOR PERSONAL ASSISTANT

(RAM SUBHAG SINGH)
COURT MASTER (NSH)