

IN THE HIGH COURT OF JUDICATURE AT PATNA

Criminal Revision No.422 of 2006

Arising Out of PS.Case No. 91 Year 1999 Thana Tariyani, District- SHEOHAR

1. Ram Dayal Rai, son of Ram Bhagan Rai

2. Ram Lacchan Rai, son of Ram bhajan Rai

Both are residents of village Ghusukpur, P.S. Tariyani, Distt. Sheohar.

.... Petitioner/s

Versus

The State of Bihar

.... Respondent/s

Appearance :

For the Petitioner/s : Mr. Kameshwar Kumar, Adv.

For the State : Mr. R.B. Roy 'Raman', A.P.P.

CORAM: HONOURABLE JUSTICE SMT. ANJANA PRAKASH

ORAL JUDGMENT

Date: 24-11-2015

Heard learned counsel for the Petitioners and the State.

It has been submitted that the Petitioner No. 2 is dead and, therefore, the application as against him is dismissed as withdrawn.

As for Petitioner No. 1, the Petitioner seeks revision of the Judgment of conviction dated 31.3.2006 passed by the Additional Sessions Judge, F.T.C. 3, Sheohar at Sitamarhi, in Criminal Appeal No. 47 of 2003/4 of 2005 by which he has affirmed the order of conviction dated 13.11.2003 passed by the Sub Divisional Judicial Magistrate, Sheohar at Sitamarhi, in connection with G.R. No. 331 of 1999, Trial No. 119 of 2003 arising out of Tariyani P.S. Case No. 91 of 1999.

Having gone through the Judgment of conviction dated 31.3.2006, passed by the Additional Sessions Judge, F.T.C. 3, Sheohar at Sitamarhi, in Criminal Appeal No. 47 of 2003/4 of 2005, I do not find any reason for interference.

Hence, the application against the Petitioner No. 1 stands dismissed.

However, considering the period of custody undergone by the Petitioner No. 1 , the sentence is modified to one already undergone by him.

(Anjana Prakash, J)

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