

NAFR

HIGH COURT OF CHHATTISGARH, BILASPUR

Criminal Appeal No. 167 of 2007

Tihro Ram, S/o Rijhan Ram Dom, Aged about 35 years, Occupation :
Labourer, R/o Village: Gamhariya, PS: Bagicha, Distt. Jashpur, Chhattisgarh

---- Appellant

versus

State of Chhattisgarh through Police Station Bagicha, District Jashpur,
Chhattisgarh

--- Respondent

For Appellant	:	None
For State/Respondent	:	Shri Lav Sharma, Panel Lawyer

Hon'ble Shri Justice Arvind Singh Chandel

Judgment on Board

4.11.2017

1. The Appellant has been convicted under Section 307 of the Indian Penal Code and sentenced with rigorous imprisonment for 5 years and fine of Rs.500/- with default stipulation.
2. A certificate of incarceration sent by the Jail Superintendent, Central Jail, Ambikapur would mention that the Appellant has undergone the entire jail sentence imposed upon him by the Trial Court and already released on 15.08.2009.
3. Since no one appears for the Appellant today, I decide this appeal on merits.
4. I have heard Learned Counsel appearing for the State and perused the record to assess the correctness of the impugned judgment of conviction.
5. The appellant has allegedly attempted to commit murder of Bholaram (PW1). In his deposition, Bholaram has fully supported the prosecution case and has firmly stood (though he did not

depose orally because after the incident he was not in a position to speak yet his statement was recorded according to the indications and hints given by him and the translation of the same made by a translator) by the contents of his case diary statement. His statement is duly corroborated by Gangaram (PW2). Medical report (Ex. P12), query report (Ex.P13), bed head ticket (Ex.P10) and the statements of Dr. T.K. Sahu (PW6) and Dr. Faizul Hassan Firdausi (PW5) also support the case of the prosecution.

6. Considering the material available on record, I do not find any merit in this appeal.
7. Consequently, the appeal deserves to be and is hereby dismissed.

Sd/-
(Arvind Singh Chandel)
Judge