

HON'BLE SRI JUSTICE A. SHANKAR NARAYANA

CRIMINAL REVISION CASE No.1130 OF 2006

JUDGMENT:

The revision petitioner herein is accused No.1 viz., Ugraram Nagappa alias Swamy constituting 'A - Party', whereas the other accused are shown as 'B – Party' respondents - complainant.

2. The offence punishable under Section 160 of Indian Penal Code, 1860 (for short 'IPC') is levelled against A and B Party accused persons and tried in S.T.C. No.80 of 2003 by the learned Judicial Magistrate of First Class, Penukonda, who recorded conviction under Section 255(2) of the Code of Criminal Procedure, 1973 (for short 'Code') and sentenced him by imposing a fine of Rs.100/- each with default sentence, having found that the evidence of PWs.1, 2 and 4 shows that they were consistent in their version as to involvement of both the accused persons belonging to rival groups, and, when they preferred appeal in Criminal Appeal No.64 of 2005, the learned Additional Sessions Judge, Hindupur, by the judgment dated 19.01.2006 affirmed the conviction and the sentence of imprisonment by elaborating further referring to the provisions of Section 376 (c) of the Code.

3. When concurrent findings have been recorded, though, there is no representation for the revision petitioner, certainly, the findings cannot be upset as could be seen from the findings recorded by the Courts below consistently which do not suffer from any patent illegality.

4. Therefore, the Criminal Revision Case is dismissed confirming the orders under challenge.

As a sequel thereto, Miscellaneous Petitions, if any, pending in the revision stand dismissed.

November 21, 2017.
PV

A. SHANKAR NARAYANA, J

