

NAFR

HIGH COURT OF CHHATTISGARH, BILASPUR

Criminal Revision No. 44 of 2005

Rakesh Sahu S/o. Lakhan Lal Sahu, Aged 27 years, R/o. Ganesh Chowk Dhamtari, Thana and District Dhamtari (C.G.)

---- Applicant

Versus

State of Chhattisgarh, Through the District Magistrate Dhamtari (C.G.)

---- Respondent

For Applicant : Ms. Indira Tripathi, Advocate.
For Respondent : Mr. R.K. Jaiswal, Panel Lawyer

Hon'ble Smt. Justice Vimla Singh Kapoor

Order on Board

14.01.2019

By the judgment under challenge passed on 18.01.2005 by Additional Sessions Judge Dhamtari, in Criminal Appeal No. 17 of 2003, the findings recorded by the learned Judicial Magistrate First Class, Ramanujganj, have been affirmed.

2. Learned counsel for the applicant submits that as the applicant has served the entire sentence and also deposited the fine amount as directed and he had been released after serving the entire sentence on 11.10.2005 after availing the benefit of remission, as directed, he is not pressing the revision on its merits.

3. Though, the applicant is not pressing the revision on merits, this Court went through the evidence of the important witnesses which shows the involvement of the accused/applicant in the crime in question where he is alleged to have forced himself into the house of the complainant in the night hours and thereby has committed the offence under Section 457 IPC. Thus, conviction is justified and no interference is required therewith. Since, the applicant has already completed the sentence after getting benefit of remission etc, this point too does not require any further consideration.

4. In the result, the revision is dismissed.

Sd/-

(Vimla Singh Kapoor)
JUDGE

Santosh