

IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CRIMINAL APPELLATE JURISDICTION
CRIMINAL APPEAL NO.41 OF 2003

The State of Maharashtra .. Appellant

Vs.

Eknath Shivaram Suryavanshi .. Respondent
(Orig. Accused)

ALONG WITH
CRIMINAL APPEAL NO.963 OF 2002

Eknath Shivaram Suryavanshi .. Appellant
(Orig. Accused)

Vs.

The State of Maharashtra .. Respondent

...

Ms. A.S. Pai, A.P.P. for the State.

**CORAM: PRADEEP NANDRAJOG, C.J. &
SMT. BHARATI DANGRE, J.**

DATED : 22nd AUGUST, 2019.

P.C:-

1. For causing a life threatening injury to Madhukar (PW-2) by using a spear and for causing hurt by using a dangerous weapon to Bhanudas (PW-1), the Accused - Eknath Shivaram Suryavanshi has been convicted for offences punishable under Sections 307 and 324 of the IPC. For the

former, he has been sentenced to suffer rigorous imprisonment for three years and pay fine in sum of ₹ 500/-, in default, to suffer rigorous imprisonment for six months. For the later, he has been sentenced to suffer rigorous imprisonment for one year. Both the sentences have been directed to run concurrently. Benefit of Section 428 of the Cr.P.C. has been granted.

2. The State is in appeal seeking enhancement of the sentence for the offence punishable under Section 304 Part-II of the IPC. The Accused is in appeal questioning his conviction.

3. The learned A.P.P. for the State informs that the Accused has died.

4. The proceedings have, thus, abated.

5. The two appeals be consigned to the record.

(SMT. BHARATI DANGRE, J.)

(CHIEF JUSTICE)