

ITEM NO.1 Court 15 (Video Conferencing) SECTION II-A

S U P R E M E C O U R T O F I N D I A
RECORD OF PROCEEDINGS

Criminal Appeal No(s). 563-564/2020

MAHENDRA RAI @ HARENDRA NARAIN SINGH AND ORS. ETC. Appellant(s)

VERSUS

THE STATE OF BIHAR

Respondent(s)

(IA No. 135744/2021 - APPLICATION U/S 7-A [9(2) old] OF JUVENILE JUSTICE (CARE AND PROTECTION OF CHILDREN) ACT, 2015

IA No. 8806/2022 - DISCHARGE OF ADVOCATE ON RECORD

IA No. 135749/2021 - EXEMPTION FROM FILING AFFIDAVIT

IA No. 15539/2019 - EXEMPTION FROM FILING O.T.

IA No. 17171/2020 - EXEMPTION FROM FILING O.T.

IA No. 14841/2022 - GRANT OF BAIL

IA No. 17170/2020 - PERMISSION TO FILE ADDITIONAL DOCUMENTS/FACTS/ANNEXURES

IA No. 15541/2019 - PERMISSION TO FILE SYNOPSIS AND LIST OF DATES)

Date : 04-02-2022 These matters were called on for hearing today.

CORAM : HON'BLE MR. JUSTICE SANJIV KHANNA
HON'BLE MS. JUSTICE BELA M. TRIVEDI

For Appellant(s)

Mr. Sriram P., AOR
Mr. Nachiketa Vajpayee, Adv.
Mr. Sanjay Pal, Adv.
Ms. Divyajyothi Singh, Adv.
Ms. Divyangna Malik, Adv.
Ms. Prerna Singh, Adv.
Mr. Shikhar Srivastava, AOR

Mr. Viresh B. Saharya, AOR
Mr. Shikhar Srivastava, AOR
Mr. Sriram P., AOR

For Respondent(s)

Mr. Samir Ali Khan, AOR
Mr. Akshat Agarwal, Adv.

UPON hearing the counsel the Court made the following
O R D E R

Application for suspension of sentence filed by Meetaram Rai (appellant no.3) and Ram Ekbal Rai (appellant no. 6) are allowed as

they are over 70 years of age and have undergone incarceration for over 9 years.

Application filed by Ramashish Rai (appellant no. 5) is dismissed as withdrawn with the liberty to file a fresh application after some time or on change of circumstances.

As per report from the 3rd Additional District and Sessions Judge, Muzaffarpur age of Jugat Lal Rai @Nirmal Rai (appellant no. 13) on the date of the offence/occurrence on 29.03.1983 was 17 years 02 months and 12 days. His date of birth being 17.01.1966.

The copy of the report will be made available to the counsel for the parties. It would be open to the State to file objections and comments on the report within a period of four weeks from today.

In view of the report, we suspend the sentence of the Jugat Lal Rai (appellant no.13).

Meetaram Rai (appellant no. 3), Ram Ekbal Rai (appellant no.6) and Jugat Lal Rai (appellant no. 13) would be released on bail on suspension of sentence on terms and conditions which will be imposed by the Trial Court.

IA No. 8806/2022, which is application for discharge of Advocate-on-Record is allowed.

List the matter after four weeks.

(BABITA PANDEY)
COURT MASTER (SH)

(DIPTI KHURANA)
COURT MASTER (NSH)