

IN THE SUPREME COURT OF INDIA

INHERENT JURISDICTION

REVIEW PETITION (CRIMINAL) NO. 366 OF 2019

IN

SPECIAL LEAVE PETITION (CRIMINAL) NO. 2328 OF 2018

BHUNU TURI

Petitioner(s)

VERSUS

THE STATE OF JHARKHAND & ORS.

Respondent(s)

O R D E R

Nobody appears for the State of Jharkhand despite being served.

By our order dated 12.03.2018, we had dismissed the special leave petition *qua* Accused No. 1, which was filed from a judgment dated 11.08.2017 of the High Court of Jharkhand at Ranchi, by which all the three accused were convicted for attempt to murder under Section 307 of the Indian Penal Code, 1860, and were given a sentence of 3½ years each.

Subsequently, this Court, in a special leave petition filed by accused Nos. 2 and 3, by its order dated 04.05.2018, upheld the conviction but reduced the sentence of these accused to two years.

Having heard learned counsel for the petitioner and having regard to the fact that accused Nos. 2 and 3 actually injured PW 1 and 5 with a Tangi and a Sword respectively and the role of accused No. 2, the present petitioner was exhorting the other two accused to hit PW 1 and 5 after which he held PW 5, we are of the view that the same benefit *qua* sentence should go to the accused No. 1.

Accordingly, we review our order dated 12.03.2018 and while maintaining the conviction under Section 307 IPC, reduce the sentence to two years.

The review petition stands disposed of.

....., J.
[ROHINTON FALI NARIMAN]

....., J.
[ASHOK BHUSHAN]

New Delhi;
December 05, 2019.

ITEM NO.301

COURT NO.4

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

R.P.(Cr1.) No. 366/2019 in SLP(Cr1.) No. 2328/2018

(Arising out of impugned final judgment and order dated 12-03-2018
in SLP(Cr1) No. 2328/2018 passed by the Supreme Court of India)

BHUNU TURI

Petitioner(s)

VERSUS

THE STATE OF JHARKHAND & ORS.

Respondent(s)

(With IA No. 55267/2019 - ORAL HEARING)

Date : 05-12-2019 This matter was called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE ROHINTON FALI NARIMAN
HON'BLE MR. JUSTICE ASHOK BHUSHAN

For Petitioner(s)

Mr. Anil Kumar Sahu, Adv.
Mr. Rakesh Kumar, Adv.
Mr. Arvind Gupta, AOR

For Respondent(s)

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

The review petition is disposed of in terms of the
signed order.

Pending application stands disposed of.

(NIDHI AHUJA)
COURT MASTER (SH)

(NISHA TRIPATHI)
BRANCH OFFICER

[Signed order is placed on the file.]