

**IN THE HIGH COURT OF UTTARAKHAND
AT NAINITAL**

Criminal Jail Appeal No. 28 of 2013

Pooran Ram @ Pooran Chandra Appellant.

VS.

State of Uttarakhand Respondent.

Ms. Geeta Parihar, Advocate (Amicus Curiae) for the appellant.

Mr. Amit Kapri, Brief Holder for the State of Uttarakhand/respondent.

Hon'ble B.S. Verma, A.C.J.

Hon'ble Servesh Kumar Gupta, J.

This is the Jail Appeal preferred by the convict Pooran Ram @ Pooran Chandra S/o Shri Govind Ram from the District Jail, Dehradun and the same has been forwarded by the Jail Superintendent, District Jail, Dehradun by letter dated 24.07.2013. This appeal has been preferred, challenging the Judgment and Order dated 04.04.2010, passed by Sessions Judge, Almora convicting Pooran Ram @ Pooran Chandra for the offence punishable under Section 302 IPC.

It is pertinent to mention that the same convict Pooran Ram @ Pooran Chandra filed another Appeal No. 15 of 2011, through his Advocate, Mr. R.S. Sammal, against the same Judgment and Order aforementioned. The appeal preferred by Pooran Ram @ Pooran Chandra has been adjudicated by this Court four months' ago on 25.10.2013, converting his sentence from Section 302 IPC to Section 304 (Part II IPC) reducing his sentence from life imprisonment to the imprisonment for four years. As sentence under Section 201 IPC, awarded by the learned trial court was also modified from seven years to four years. Both the sentences were directed to run concurrently.

The letter written by the Jail Superintendent dated 11th December, 2013, divulges that in compliance of the Judgment dated

25.10.2013, passed by this Court the convict/appellant has been set free from jail.

With the above facts, it is obvious that this Jail Appeal No. 28 of 2013 now has been infructuous and the Jail Appeal is dismissed as infructuous.

(Servesesh Kumar Gupta, J.)
28.02.2014

(B.S. Verma, A.C.J.)
28.02.2014

Sanjay