

VERDICTUM.IN

IN THE SUPREME COURT OF INDIA
CRIMINAL APPELLATE JURISDICTION

CRIMINAL APPEAL NO.1635/2014

ASHOK KUMAR

APPELLANT(S)

VERSUS

JOGINDER @ JOGI & ORS.

RESPONDENT(S)

O R D E R

1. Heard the learned counsel appearing for the parties at length.
2. This appeal arises out of the concurring judgment of the High Court confirming the acquittal of the two accused by the Trial Court in a clear case of murder, where the victim was shot in the back near her own home. However, the lapses in the investigation and the prosecution of the case, apart from the apparent contradictions in the evidence of eye-witnesses, left both the Courts with no other option but to acquit the two accused.
- 3 In that view of the matter, we are constrained to dismiss this appeal. We must, however, place on record our anguish over the lackadaisical manner in which the police carried out the investigation into this heinous offence and their consequential blunders, be they deliberate or otherwise, which resulted in the acquittal of the accused.
4. It is high time that the police authorities in our country take note of the all too frequent shortcomings and lapses on their part while carrying out investigation so as to streamline the

procedure of investigation and obviate such gaping loopholes that invariably weaken the case of the prosecution on merits and/or on technicalities and enable those guilty of even serious offences to walk free nonchalantly.

5. The appeal is, accordingly, dismissed.

..... J.
[SANJAY KUMAR]

..... J.
[ARAVIND KUMAR]

NEW DELHI;
SEPTEMBER 04, 2024

VERDICTUM.IN

ITEM NO.109

COURT NO.12

SECTION II-C

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. 1635/2014

ASHOK KUMAR

Appellant(s)

VERSUS

JOGINDER @ JOGI & ORS.

Respondent(s)

Date : 04-09-2024 This appeal was called on for hearing today.

CORAM : HON'BLE MR. JUSTICE SANJAY KUMAR
HON'BLE MR. JUSTICE ARAVIND KUMAR

For Appellant(s) Mr. S. Nagamuthu, Sr. Adv.
Mr. Prashant Shukla, Adv.
Mr. V. K. Verma, AOR
Mrs. Anushree Shukla, Adv.
Mr. Tarun Verma, Adv.
Mr. Rajat Srivastav, Adv.
Mr. Prabhat Chowdhury, Adv.
Mr. Kartik Kumar, Adv.

For Respondent(s) Mr. Rakesh Tikoo, Sr. Adv.
Mr. Abhinav Ramkrishna, AOR
Ms. Anjali Chauhan, Adv.
Ms. Samina Thakur, Adv.

Ms. Aruna Gupta, AOR

Mrs. Aishwarya Bhati, A.S.G.
Mr. R Bala, Sr. Adv.
Mr. Mukesh Kumar Maroria, AOR
Ms. Shraddha Deshmukh, Adv.
Mr. Rajnish Prasad, Adv.
Mr. Udai Khanna, Adv.
Mr. Nithin Choudhary Pavuluri, Adv.
Mr. Anmol Chandan, Adv.
Mr. Rajesh Singh Chauhan, Adv.
Ms. Riddhi Jod, Adv.
Mr. Anirudh Singh, Adv.

UPON hearing the counsel, the Court made the following
O R D E R
The appeal is dismissed in terms of signed order.
Pending application(s), if any, shall stand closed.

(RAJNI MUKHI)
COURT MASTER (SH)

(POOJA SHARMA)
COURT MASTER (NSH)

(Signed order is placed on the file)