



ITEM NO.11

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  
R E C O R D O F P R O C E E D I N G S

Petition(s) for Special Leave to Appeal (CrI.) No(s). 12696/2024

[Arising out of impugned final judgment and order dated 29-07-2024 in CRA No. 205/2008 passed by the High Court of Himachal Pradesh at Shimla]

HARMEET SINGH

Petitioner(s)

VERSUS

THE STATE OF HIMACHAL PRADESH

Respondent(s)

IA No. 196620/2024 - AMENDMENT IN CAUSE TITLE, IA No. 188105/2024 - APPLICATION FOR SEEKING RELAXATION FOR CONDITIONS OF BAIL, IA No. 186399/2024 - EXEMPTION FROM FILING C/C OF THE IMPUGNED JUDGMENT, IA No. 186401/2024 - EXEMPTION FROM FILING O.T., IA No. 272006/2024 - INTERIM BAIL, IA No. 188104/2024 - PERMISSION TO FILE ADDITIONAL DOCUMENTS/FACTS/ANNEXURES

Date : 11-02-2025 This matter was called on for hearing today.

CORAM : HON'BLE MR. JUSTICE SUDHANSHU DHULIA  
HON'BLE MR. JUSTICE AHSANUDDIN AMANULLAH

For Petitioner(s) : Mr. Siddhartha Dave, Sr. Adv.  
Mr. Aditya Dhawan, Adv.  
Mrs. Kiran Dhawan, Adv.  
Mr. Nayan Dham, Adv.  
Mr. Bhuwan Raj, AOR  
Ms. Manju Savita, Adv.

For Respondent(s) : Ms. Inderdeep Kaur R., Adv.  
Mr. Akshay Girish Ringe, AOR (Not Present)

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

The Trial Court had convicted the petitioner for offences punishable under Sections 460, 353, 225, 333, 332 read with Section 34 of the Indian Penal Code, 1860 and petitioner was sentenced to five years rigorous imprisonment. The conviction and sentence of the petitioner has been upheld by the High Court vide impugned

order dated 29.07.2024.

The incident is of the year 2005, wherein the allegation against the petitioner is that he had tried to rescue a convict who was undergoing treatment in a government hospital. The learned senior counsel appearing for the petitioner would argue that the conviction under Section 460 IPC cannot be maintained, as the hospital is not a 'human dwelling'. We do not agree with this submission of the learned senior counsel inasmuch as wherein humans are dwelling, be it in a hospital, the place is called a 'human dwelling' for the purposes of Sections 442 and 460 IPC.

Be that as it may, the fact remains that the petitioner has no other criminal antecedents wherein he has been convicted. Under these circumstances, while maintaining the conviction of the petitioner, we reduce the sentence to the period already undergone. The petitioner shall be released from jail, unless he is required in any other case.

In view of above, the Special Leave Petition is disposed of.

Pending interlocutory application(s), if any, is/are disposed of.

(JAYANT KUMAR ARORA)  
ASTT. REGISTRAR-cum-PS

(RENU BALA GAMBHIR)  
ASSISTANT REGISTRAR