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## RAVJI V/s. STATE OF RAJASTHAN \*

The instant petition was against the judgment given by the Division Bench of Rajasthan High Court. By the impugned judgment, the HC confirmed the death sentence passed by the Learned Adl. Sessions Judge, Banswara. The Hon'ble Supreme Court has held that, heinous crime the most deterrent punishment for wanton and brutal murders is not given, the case of deterrent punishment will lose its relevance, we, therefore, do not find any justification to commute the death penalty to imprisonment for life. The appeal therefore must fail and is dismissed. This is a case, which is quite controversial and needs to be interpreted with an object to meet the ends of justice. As the above mentioned text (judgment) clearly suggests that, the Hon'ble Supreme Court has passed the instant judgment with an intention to protect the interest of the victim and the public at large. During the course of arguments, both the counsel for the appellant and respondent have relied upon several precedents supporting their case. Ultimately, the court has given a bold and rigid judgment which has been criticized by many activists at several levels. Primarily, the appellants have contended that, absence of motive or provocation of any kind is a solid ground which essential to be satisfied while giving a capital punishment. In fact, the appellant had attained fair standard of education, his brutal and wild behaviour could have only been explained as a temporary psychic disorder. However, the counsel for the defendant contended that, the murder was committed while the victim (deceased) were asleep, which shows that the appellant was conscious and not under any kind of psychic disorder. The case comment runs through the intricacies of the case and analyses whether the judgement given by the honourable court was justified and in accordance with law or not and whether it complies with the principle of "justice, equity and good conscience".

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