

Balmukand and others - - - - - *Petitioners,*
v.
The King-Emperor - - - - - *Respondent.*

FROM

THE CHIEF COURT OF THE PUNJAB.

JUDGMENT OF THE LORDS OF THE JUDICIAL COMMITTEE
OF THE PRIVY COUNCIL IN THE MATTER OF THE
PETITION FOR SPECIAL LEAVE TO APPEAL, DELIVERED THE
3RD MARCH 1915.

Present at the Hearing :

THE LORD CHANCELLOR.	SIR GEORGE FARWELL.
LORD DUNEDIN.	MR. AMEER ALI.
LORD ATKINSON.	

[*Delivered by* THE LORD CHANCELLOR.]

Their Lordships are unable to advise His Majesty to make any order on the petition for special leave to appeal at this stage.

With regard to staying execution of the sentence of death, their Lordships are unable to interfere. As they have often said, this Board is not a Court of Criminal Appeal. The tendering of advice to His Majesty as to the exercise of His Prerogative of pardon is a matter for the Executive Government, and is outside their Lordships' province. It is, of course, open to the Petitioners' advisers to notify the Government of India that an appeal to this Board is pending. The Government of India will no doubt give due weight to the fact, and consider the circumstances. But their Lordships do not think it right to express any opinion as to whether the sentence ought to be suspended.

In the Privy Council.

BALMUKAND AND OTHERS

2.

THE KING-EMPEROR.

DELIVERED BY
THE LORD CHANCELLOR.

LONDON:

PRINTED BY EYRE AND SPOTTISWOODE, LTD.,
PRINTERS TO THE KING'S MOST EXCELLENT MAJESTY.

1915.