

Dying declaration - Magistrate - The credibility of a dying declaration recorded by the Magistrate - It has been held that a Magistrate being an uninterested witness and a respected officer and there being no circumstances or material to suspect that he would have any animus against the accused or would in any way be interested for fabricating a dying declaration, such a declaration recorded by the Magistrate, ought not be doubted. Absence of corroborative evidence for convicting an accused based on a dying declaration has been a matter of discussion in several cases [Ref.: *Munnu Raja v. State of M.P.*, (1976) 3 SCC 104, *Paniben v. State of Gujarat*, (1992) 2 SCC 474, *State of U.P. Vs. Ram Sagar Yadav*, (1985) 1 SCC 552, *Ramawati Devi v. State of Bihar*, (1983) 1 SCC 211 and *State of Uttar Pradesh v. Veerpal and Another*, (2022) 4 SCC 741].