

Mccleskey Vs. Bowers

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Court : US Supreme Court

Decided On : 1991

Appeal No. : 501 U.S. 1282

Appellant : Mccleskey

Respondent : Bowers

Judgement :

MCCLESKEY v. BOWERS - 501 U.S. 1282 (1991)

U.S. Supreme Court MCCLESKEY v. BOWERS , 501 U.S. 1282 (1991)

501 U.S. 1282 115 L.Ed.2d 1118

Warren Mc CLESKEY, petitioner,

v.

Michael BOWERS, Attorney General of Georgia, et al.

No. 91-5901

Supreme Court of the United States

September 25, 1991

The

application for stay of execution of sentence of death, presented to Justice KENNEDY and by him referred to the Court, is denied. The petition for writ of certiorari to the United States Court of Appeals for the Eleventh Circuit is denied.

Justice MARSHALL dissenting:

Adhering to my view that the death penalty is in all circumstances cruel and unusual punishment prohibited by the Eighth and Fourteenth Amendments, *Gregg v. Georgia*, [428 U.S. 153, 231](#) , 96 S.Ct. 2909, 2973, 49 L. Ed.2d 859 (1976), I would grant the application for stay of execution and the petition for a writ of certiorari and vacate the death sentence in this case.

Justice BLACKMUN would grant the application for stay and the petition for a writ of certiorari.

Justice STEVENS would grant the application for stay.[*McCleskey v. Bowers* [501 U.S. 1282](#) (1991)]

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