

Rogers Vs. Richmond

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Court : US Supreme Court

Decided On : Jun-16-1958

Appeal No. : 357 U.S. 220

Appellant : Rogers

Respondent : Richmond

Judgement :

ROGERS v. RICHMOND - 357 U.S. 220 (1958)

U.S. Supreme Court ROGERS v. RICHMOND, 357 U.S. 220 (1958) **357 U.S. 220**

ROGERS v. RICHMOND, WARDEN.

ON PETITION FOR WRIT OF CERTIORARI TO THE UNITED STATES COURT
OF APPEALS FOR

THE SECOND CIRCUIT. No. 755, Misc.

Decided June 16, 1958.

Certiorari denied with statement as to effect of opinion of Court of Appeals in [252 F.2d 807](#) .

Louis H. Pollak for petitioner.

Abraham S. Ullman for respondent.

PER CURIAM.

The petition for writ of certiorari is denied. We read the opinion of the Court of Appeals as holding that while the District Judge may, unless he finds a vital flaw in the State Court proceedings, accept the determination in such proceedings, he need not deem such determination binding, and may take testimony. See *Brown v. Allen*, [344 U.S. 443, 506](#) , et seq.

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