

**HIGH COURT OF JUDICATURE FOR RAJASTHAN AT
JODHPUR**

D.B. Criminal Appeal No. 63/1994

State Of Rajasthan

----Appellant

Versus

Laxman And Ors

----Respondent

For Appellant(s) : Mr. B.R. Bishnoi, P.P.

For Respondent(s) : None present

**HON'BLE MR. JUSTICE VIJAY BISHNOI
HON'BLE MR. JUSTICE YOGENDRA KUMAR PUROHIT**

Order

10/07/2023

This Court vide order dated 15.05.2023 has issued bailable warrant against the respondent No.6 Bagata S/o Sanwala. The Court has also directed the learned Public Prosecutor to find out the status of the respondent No.5 Poonama S/o Lakha.

Pursuant to the bailable warrant issued against respondent No.6 Bagata S/o Sanwala, he is present before this Court today. Let his presence be marked before the Registrar (Judicial) of this Court today itself. He is also directed to mark his presence in future before the trial court as directed by this Court vide order dated 24.9.1999.

Learned Public Prosecutor has submitted a report, wherein it is mentioned that the respondent No.5 Poonama S/o Lakha is alive.

In such circumstances, we deem it appropriate to issue bailable warrant in the sum of Rs.50,000/- against the respondent No.5 Poonama S/o Lakha, returnable on 21st of August, 2023.

It is to be noticed that vide letter dated 12.05.2022, the S.H.O., Raniwara, District Nagaur has reported that respondent No.8-Heera Ram S/o Thakara Ram has expired on 12.01.2023, whereas respondent No.7 Poora Ram S/o Devraj has expired on 20.04.2016. Copy of the death certificates of respondent Nos.7 and 8 are also annexed with the said letter.

This Court has already dismissed the appeal qua the respondent No.8 Heera Ram S/o Thakara Ram as abated vide order dated 15.05.2023, however, in respect of respondent No.7 Poora Ram S/o Devraj, no order has been passed.

Taking into consideration the fact that the respondent No.7 Poora Ram S/o Devraj has already expired, the present appeal qua him is also dismissed as abated.

Office to proceed.

(YOGENDRA KUMAR PUROHIT),J

(VIJAY BISHNOI),J