

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

S.B. Criminal Appeal No. 129/2004
CNR: RJHC010145142002 | URN: CRLA / 281U / 2004

Supri.prosuction Central Utpadak

-----Appellant

Versus

Dhalumal And Ors

-----Respondent

For Appellant(s)	:	Mr. Rajendra Sarswat
For Respondent(s)	:	

HON'BLE MR. JUSTICE ASHOK KUMAR JAIN

Order

15/09/2026

1. Instant criminal appeal is preferred by appellant to challenge judgment of acquittal dated 08.10.2001 in criminal case No. 126/1998 (202/1994) passed by learned Special Judge (Economic Offence) Jodhpur whereby the respondents were acquitted from charge under Section 135(1)(i) of Customs Act, 1962.
2. The report available on record clearly indicate that respondent No. 1 Dhalumal has expired and a copy of his death certificate is placed on record therefore, the proceedings qua respondent No. 1 Dhalumal stands abated.
3. The report with regard to respondent Nos. 2 and 3 indicate that any person of the identity in the name of Hemaram S/o Paburam and Omaram S/o Mansharam are not residing on given address. The material on record indicate that these persons have appeared before this Court and they have submitted bond and surety which means respondent Nos. 2

and 3 are having existence and they are not a fictitious name. The report is incomplete.

4. Office is directed to issue a freshailable warrant and send it to SP Barmer for service with special efforts and in case service is not effected then the concerned SHO shall personally remain present before this Court to explain why service has not been effected.
5. List this matter on 15.10.2026.

(ASHOK KUMAR JAIN),J