

Court No. - 71

Case :- CRIMINAL APPEAL No. - 1236 of 1983

Appellant :- Satya Pal

Respondent :- State

Counsel for Appellant :- Tej Ram,Ravi Shanker Tripathi

Counsel for Respondent :- A.G.A.

Hon'ble Samit Gopal,J.

Order on Appeal

Matter taken up in the revised list.

Heard Sri Ravi Shanker Tripathi, learned counsel for the appellant and Sri Kuldeep Kumar, learned counsel for the State and perused the material on record.

Nonailable warrants were issued against the appellant Satya Pal along withailable warrants to his sureties vide order dated 04.03.2022. As per the office report dated 24.03.2022, the appellant has been arrested and has been sent to District Jail, Budaun. Further as per the office report dated 21.05.2022, a Criminal Misc. Bail Application No. 1 of 2022 along with memo of appearance has been filed by Sri Ravi Shanker Tripathi on behalf of the appellant. The appellant was granted bail pending appeal before this Court vide order dated 23.05.1983.

Learned counsel for the appellant states that now he has been instructed to appear and argue the matter. It is argued that the appellant has been arrested by the police and is in jail since 24.03.2022. Learned counsel has made a statement at bar that he is ready to argue the appeal finally whenever it is listed next.

The office report dated 26.09.219 shows that the paper-book is ready.

The office is directed to provide a copy of the paper-book to learned counsel for the appellant as per rules.

Learned counsel for the appellant states that the matter be listed in the third week of July on which date, he undertakes to argue the appeal finally.

On the assurance and undertaking of learned counsel for the appellant, list the matter on **12.07.2022** for final hearing.

Order on Criminal Misc. Bail Application No. 1 of 2022

This appeal has been filed against the judgement and order dated 06.04.1983 passed by the Additional Session Judge, VIIth, Budaun in Sessions Trial No. 554 of 1981 and Session Trial No. 460 of 1982 convicting and sentencing the appellant under Sections 393 and 398 I.P.C. for 07 years rigorous imprisonment.

Let the appellant- **Satya Pal**, convicted and sentenced in Sessions Trial No. 554 of 1981 and Session Trial No. 460 of 1982, under Section 393 read with Section 398 I.P.C., Police Station Bilsa, District Budaun, be released on bail on his executing a personal bond and two sureties each in the like amount to the satisfaction of the court concerned.

On acceptance of bail bond and personal bond, the lower court concerned shall transmit the photostat copies thereof to this Court for being kept on the record.

However, it is made clear that if on next date, learned counsel for the appellant does not argue the appeal finally, this Court may consider recalling this order or cancelling the bail of the appellant.

Order Date :- 23.5.2022
AS Rathore

(Samit Gopal,J.)