



HIGH COURT OF JUDICATURE AT ALLAHABAD

CRIMINAL APPEAL No. - 1237 of 1983

Shafi Mohd. And Others

.....Appellant(s)

Versus

State of U.P.

.....Respondent(s)

Counsel for Appellant(s)	:	A.N.Mulla, Ajay Kumar Pandey
Counsel for Respondent(s)	:	A.G.A.

Court No. - 80

HON'BLE NAND PRABHA SHUKLA, J.

No one has appeared for the appellants. Learned A.G.A. for the State is present.

The present Criminal Appeal u/s 374 Cr.P.C. has been filed against the judgment and order dated 20.05.1983 passed by VIII Additional District and Sessions Judge, Etah in Sessions Trial No. 343 of 1981, convicting the appellants under Section 366 IPC and sentencing to them five years R.I.

The matter pertains to the year 1983.

Today, the present Criminal Appeal is listed under the category of oldest pending cases in this High Court for priority basis.

As per the office report dated 03.07.2025, the appellant No. 1 Shafi Mohammad, appellant No. 4 Pati Ram and appellant No. 5 Shri Ram have been reported to be dead.

Accordingly, the appellant Nos. 1, 4, and 5 have died during the pendency of the appeal, therefore, the appeal against the appellant No. 1 Shafi Mohammad, appellant No. 4 Pati Ram and appellant No. 5 Shri Ram stands abated.

Further, as per the said report, appellant No. 2 Raja Ram and appellant No. 3 Dhanpal are alive, but no one has appeared on behalf of the surviving appellants.

Issue fresh notice to the surviving appellants, namely, appellant No. 2 Raja Ram and appellant No. 3 Dhanpal to engage another counsel otherwise

Court will proceed to appoint amicus curiae to decide the appeal.

List this appeal on 28.11.2025.

In the meantime, learned A.G.A. for the State is directed to obtain custody certificate of the surviving appellants, namely, appellant No. 2 Raja Ram and appellant No. 3 Dhanpal from the concerned jail authority.

October 30, 2025
Shivani

(Nand Prabha Shukla,J.)