



HIGH COURT OF JUDICATURE AT ALLAHABAD

CRIMINAL APPEAL No. - 1077 of 1984

Radhey @Radhey Shyam And Others

.....Appellant(s)

Versus

State of U.P.

.....Respondent(s)

Counsel for Appellant(s) : V.C.Katiyar, V.K.Katiyar
Counsel for Respondent(s) : A.G.A.

Court No. - 75

HON'BLE SAMIT GOPAL, J.

1. List revised.
2. No one appears on behalf of the appellant to press this appeal despite the fact that there are two learned counsels appearing in the matter. Sri Ajay Singh, learned AGA-I for the State is present.
3. As per report dated 08.01.2019 received from the CJM, Kannauj it transpires that the appellant no.1/Radhey @ Radhey Shyam, appellant no.3/Suresh and appellant no.4/Asharfi had died. The appellants in so far as they are related stand abated. With regards to the appellant no.2/Siya Ram it is reported that he has left the village around 7-8 years earlier and has not returned back thus his whereabouts were not found. Today even in the revised list there is no representation on behalf of the appellants.
4. Perused the report of CJM concerned, the report has been sent after due inquiry.
5. The appeal in so far as the appellant no.1/Radhey @ Radhey Shyam, appellant no.3/Suresh and appellant no.4/Asharfi stand **abated**.
6. The trial court records have been received.
7. Since there is no representation on behalf of the appellant no.2/Siya Ram, issue non bailable warrants against him through Chief Judicial Magistrate concerned, who shall ensure arrest of the appellant and lodge him in jail.
8. The S.S.P./S.P. and CJM concerned are directed to comply with the same and send their compliance reports to this Court by the next date.
9. Let the matter be listed on 04.05.2026.
10. Registrar (Compliance) to communicate this order to the CJM and SSP concerned within a week for necessary action. Learned counsel for

the State shall also communicate it to the Superintendent of Police/Senior Superintendent of Police concerned forthwith.

(Samit Gopal,J.)

March 23, 2026
M. ARIF