

**Court No. - 3**

**Case :-** CRIMINAL APPEAL No. - 1098 of 1989

**Appellant :-** Tipu Kushwaha

**Respondent :-** State Of U.P.

**Counsel for Appellant :-** P.P.Srivastava

**Counsel for Respondent :-** A.G.A.

**Hon'ble Pritinker Diwaker,J.**

**Hon'ble Umesh Kumar,J.**

This appeal was filed by Sri P.P. Srivastava, who has expired.

Despite service of notice there is no representation on behalf of the appellant.

In the facts and circumstances of the case, we have no option but to appoint Amicus Curiae and decide this appeal finally.

Sri Vimlendu Tripathi, practising in this High Court is appointed as Amicus Curiae to prepare and argue this appeal.

List this case for final hearing on 17.1.2019. In the meanwhile registry shall ensure summoning and preparation of the paper book.

On the next date registry shall not reflect the name of Sri P.P. Srivastava in the cause list and will reflect the name of Sri Vimlendu Tripathi as counsel for the appellant.

**Order Date :-** 29.11.2018

Fhd.