

Court No. - 46

Case :- CRIMINAL APPEAL No. - 1211 of 1988

Appellant :- Harish Chandra And Another

Respondent :- State Of U.P.

Counsel for Appellant :- S.K. Agarwal

Counsel for Respondent :- A.G.A.

Hon'ble Naheed Ara Moonis,J.

Hon'ble Shashi Kant,J.

The report of the Chief Judicial Magistrate, Bulandshahar dated 5.9.2018 indicates that notice has duly been served upon appellant no. 2 Hriday Ram through his brother Surjit Sharma. The appellant no. 1 Harish Chandra had expired many years ago as per the statement of family members of the deceased.

So far as appellant no. 4 Subhash is concerned, learned AGA has submitted that the present appellant Subhash whose father name is Kirta Singh has not been traced out. As such, notice could not be served upon him. Appellant no. 3 Mam Chandra is not traceable.

In this view of the matter, learned AGA is directed to get the correct parentage and whereabouts of the appellant through the lower court record and initiate proceedings against their sureties in case the appellants are not traced out.

As prayed by learned AGA, let the case be listed in the week commencing 19.11.2018.

Office is directed to communicate this order to the Chief Judicial Magistrate, Meerut through FAX within 48 hours to make an inquiry with respect to the whereabouts of the appellant nos. 3 and 4, Mam Chandra and Subhash, respectively by issuing notices to their sureties.

Copy of this order be also provided to the learned AGA for necessary compliance.

Order Date :- 22.10.2018

Ravi Prakash