

In Chamber

Case :- CRIMINAL APPEAL No. - 1320 of 1988

Appellant :- Bhukam And Another

Respondent :- State of U.P.

Counsel for Appellant :- S.N. Singh, Manoj Kumar
Srivastava, Rakesh Pati Tiwari

Counsel for Respondent :- A.G.A.

Hon'ble Syed Aftab Husain Rizvi, J.

Ref: Criminal Misc. Recall Application No.05 of 2021.

Heard learned counsel for the appellants and learned A.G.A. for the State.

The instant application has been moved to recall the order dated 06.08.2021.

By the impugned order, non-bailable warrant has been issued against the accused-appellant no.2.

The application is supported with an affidavit.

Learned counsel for the appellants submitted that accused-appellant no.2 is seriously ill and due to his own fault he could not attend the Court at the time of hearing. He undertakes that he will be present on the next date of listing for final arguments.

Paper book is ready.

Considering the submission of learned counsel for the appellants, the order dated 06.08.2021 is put in abeyance till the next date of listing and non-bailable warrant issued against the accused-appellant no.2 if not executed yet, be not executed till then. If, on the next date of listing learned counsel for the appellants not appears for the hearing, the order dated 06.08.2021 shall stand revived automatically.

Learned counsel for the appellants may receive the paper book from the Office on payment of usual charges.

List on 20.09.2021 for final hearing before appropriate Bench.

It is made clear that the matter shall not be treated as tied up or part heard to this Bench.

Order Date :- 8.9.2021

Krishna*