



**HIGH COURT OF JUDICATURE AT ALLAHABAD**

**CRIMINAL APPEAL No. - 1414 of 1988**

Chandrapal And Others

.....Appellant(s)

Versus

State of U.P.

.....Respondent(s)

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|---------------------------|---|------------|
| Counsel for Appellant(s)  | : | A. Rathore |
| Counsel for Respondent(s) | : | A.G.A.     |

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**Court No. - 84**

**HON'BLE CHAWAN PRAKASH, J.**

1. As per office report dated 10.12.2025 and a report dated 18.11.2025 of the learned Chief Judicial Magistrate, Kanpur Dehat, appellant no.1 Chandrapal has died. The report is also supported by a report of Rajnish Kumar Verma, Sub Inspector/Chowki In-Charge Sithmara, P.S. Rura, Kanpur Dehat. The report is also supported by a death certificate of appellant no.1 Chandrapal.

2. Accordingly, the appeal against appellant no.1 Chandrapal stands abated.

3. So far as appellant no.2 Azad Singh is concerned, the report of the learned Chief Judicial Magistrate, Kanpur Dehat shows that the non-bailable warrant issued against him could not be executed as he is not living in the said village and left the village before 20 years ago. This stand of the learned Chief Judicial Magistrate is not accepted at all.

4. Issue fresh non-bailable warrant against the appellant no.2 Azad Singh through the Chief Judicial Magistrate, Kanpur Dehat and the same will be executed under the supervision of the Superintendent of Police, Kanpur Dehat. As and when appellant no.2 Azad Singh appears before the Court of Chief Judicial Magistrate and applies for bail, he shall be released on bail on furnishing a personal bond of Rs.20,000/- and two reliable sureties each in the like amount to the satisfaction of the Court concerned with an undertaking that he shall appear before this Court on **17.02.2026 at 2:00 p.m.**

5. It is the duty of the Police to get the bailable or non-bailable warrant executed in each and every manner. The Police cannot be left by saying that the appellant has sold his movable or immovable property or his whereabouts is not known. The Superintendent of Police, Kanpur Dehat is directed to send a detailed report about execution or non execution of the bailable warrant on or before the next date fixed, without fail.

6. List this case on **17.02.2026 at 2:00 p.m.**

7. Let a copy of this order be sent to the Chief Judicial Magistrate, Kanpur Dehat as well as the Superintendent of Police, Kanpur Dehat for communication and necessary compliance by the Registrar (Compliance) **within 48 hours.**

**(Chawan Prakash,J.)**

**January 8, 2026**

Vijay