

**Court No. - 46**

**Case :-** CRIMINAL APPEAL No. - 1546 of 1989

**Appellant :-** Chhote & others

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

**Counsel for Appellant :-** P.C. Mishra

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

**Hon'ble Naheed Ara Moonis,J.**

**Hon'ble Krishna Singh,J.**

None has appeared on behalf of the appellants to address the Court, even in the revised call. However, learned A.G.A. is present.

On the last occasion the case was adjourned on account of the resolution of the Bar dated 30.1.2018 making a request not to pass any adverse order in the absence of the counsel on account of incomplete upgradation of CIS System.

It transpires that the learned counsel for the appellants is adopting dilatory tactics in the guise of resolution of the Bar dated 30.1.2018.

In such circumstances, let bailable warrant be issued against the appellants, who shall surrender before the court below within four weeks and in case they apply for bail, they 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 they shall appear before the Court on the next date fixed.

The Chief Judicial Magistrate, Etah shall ensure the presence of the accused appellants on the next date fixed.

In case the appellants are not surviving, the Chief Judicial Magistrate concerned shall send report as per circular of this Court in this regard by the next date of listing.

List this case on 16.5.2018 along with office report.

A copy of this order with full particulars be sent through FAX to the Chief Judicial Magistrate concerned within a week for communication and necessary compliance.

**Order Date :-** 13.3.2018

M. Tariq