



HIGH COURT OF JUDICATURE AT ALLAHABAD

CRIMINAL APPEAL No. - 1159 of 1990

Ram Bahadur And 04 Others

.....Appellant(s)

Versus

State

.....Respondent(s)

Counsel for Appellant(s) : Brij Raj Verma, Jitendra Pal Singh,
Pradeep Kumar Singh, Rahul Saxena
Counsel for Respondent(s) : Shiv Avtar Sharma

Along with :

1. Criminal Revision No. 1074 of 1990:
Atal Singh Jaiswal
Versus
Ganga Sahai and others

Court No. - 44

HON'BLE J.J. MUNIR, J.
HON'BLE VINAI KUMAR DWIVEDI, J.

The office report dated 20.01.2026 indicates that the learned Chief Judicial Magistrate, Pilibhit has submitted a report dated 13.01.2026 placed at Flag 'M', which indicates that the appellant no. 1, Ram Bahadur has died on 10.02.2022. The office report shows that appellant no. 4, Shyam Lal is dead as well.

We have perused the report dated 13.01.2026 submitted by the learned Chief Judicial Magistrate, Pilibhit, which shows that appellant no. 1, Ram Bahadur's status was inquired into by the learned Magistrate, considering the statements of his relatives, natives of the village and the village *Pradhan*. The statement of the local police based on inquiries made, the police report and the death certificate were also taken into consideration.

On the basis of these papers, the learned Chief Judicial Magistrate has concluded that appellant no. 1, Ram Bahadur is dead. Likewise, an inquiry has also been held into the status of appellant no. 4, Shyam Lal. He too is dead and a report in that regard has already been submitted. In

fact, the appeal on behalf of appellant no. 4, Shyam Lal, has been ordered to abate *vide* order dated 24.03.2021, but the order of the Division Bench has not been carried out by a suitable endorsement in the cause title.

Let the order dated 24.03.2021 be carried out and abatement recorded as regards appellant no. 4, Shyam Lal. So far as appellant no. 1, Ram Bahadur is concerned, looking to the inquiry done by the learned Chief Judicial Magistrate, we hold that appellant no. 1, Ram Bahadur is dead and this appeal, on behalf of the said appellant too, *abates*.

Let the abatement be recorded by the office in the cause title forthwith.

This appeal, therefore, shall now proceed on behalf of appellant nos. 2, 3 and 5 that is to say, Ram Saran, Udai Bhan and Hriday Narayan.

This appeal is one of the year 1990 and has a criminal revision connected with it.

List both the matters for **hearing** on **03.02.2026 at 2:00 p.m.**

(Vinai Kumar Dwivedi,J.) (J.J. Munir,J.)

January 21, 2026

Aditya