

**Court No. - 46**

**Case :-** CRIMINAL APPEAL No. - 2040 of 1984

**Appellant :-** Kantoo & others

**Respondent :-** State

**Counsel for Appellant :-** G.P. Dixit

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

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

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

Pursuant to the order dated 18.1.2018, the report of the Chief Judicial Magistrate, Muzaffar Nagar,, dated 26.2.2018 has been received. According to which, the appellant no.1 Kantoo has expired 8 years ago. The report has been submitted by the Chief Judicial Magistrate, Muzaffar Nagar in consonance with the circular of this Court, hence the appeal on behalf of appellant no.1 has lost its sanctity.It has also been mentioned that the appellant nos.2 to 7, namely, Mamchand, Kunwar Pal, Isma, Manga, Ramesh and Sunehra had surrendered and were released on bail in compliance of the order dated 18.1.2018.

Accordingly, the appeal on behalf of the appellant no.1 Kantoo stands abated.

In compliance of the order dated 18.1.2018, the appellant nos.2 to 7, namely, Mamchand, Kunwar Pal, Isma, Manga, Ramesh and Sunehra are present in person and they have been identified by their counsel Shri M. Faisal Khan, who has put in appearance on their behalf today in Court.

It is submitted by the learned counsel for the appellants that the appellant nos.2 to 7, namely, Mamchand, Kunwar Pal, Isma, Manga, Ramesh and Sunehra had already surrendered before the court concerned and were released on bail on furnishing personal bond and two sureties as directed by this Court.

The personal appearance of all the abovementioned appellants is hereby dispensed with.

Office is directed to send requisition summoning the lower court record within four weeks.

Office shall prepare the paper books as soon as the lower court record is received. Thereafter the prepared be supplied to the learned counsel for the parties as per rules.

Let the case be listed thereafter before the appropriate Bench for hearing showing the name of Shri M. Faisal Khan as counsel for the appellants.

**Order Date :-** 13.3.2018

M. Tariq