

Court No. - 87

Case :- CRIMINAL APPEAL No. - 2916 of 1983

Appellant :- Chandrapal And Others

Respondent :- State of U.P.

Counsel for Appellant :- D.S.Tewari

Counsel for Respondent :- A.G.A.

Hon'ble Suresh Kumar Gupta,J.

LCR has been received.

As per report dated 22.1.2020 of C.J.M., Budaun, both the appellants have absconded but the report dated 22.1.2020 is not in accordance with the circular of this court.

Issue bailable warrant of Rs.10,000/- against both the appellants, to be served through the Chief Judicial Magistrate concerned. If they are arrested or surrendered before the court concerned, they shall be enlarged on bail, on furnishing two sureties and a personal bond of the like amount, on the undertaking that they shall appear before this Court through their counsel. They need not appear in person.

The C.J.M concerned shall ensure that at the time of accepting bail bonds, an authenticated copy of the current address / I.D proof of the appellants are taken on record.

However, in the event of death of the appellants, the learned C.J.M. shall submit a report, in the light of **Circular Letters No.15/2005, VIII-119 April 19, 2005, and 04/admin g-ii dated Allahabad 18.1.2017** of this Court, which provides that the report must be authenticated by the statement of the informant or their legal heirs, if any, whose name and address may be ascertained from the L.C.R, before this court, which too shall be communicated to the Chief Judicial Magistrate, concerned forthwith, failing which the Court may be constrained to pass a coercive order against the official in default.

Office to ensure communication of this order forthwith through available speedier options to the Judgeship concerned for compliance.

List the matter on 27.5.2021.

Office is directed to trace out the appeal of co-accused Nathu and Umashankar and tag the same with this file.

Order Date :- 2.3.2021

Vibha Singh