



HIGH COURT OF JUDICATURE AT ALLAHABAD

CRIMINAL APPEAL No. - 18 of 1989

Lakkha Singh

.....Appellant(s)

Versus

State of U.P.

.....Respondent(s)

Counsel for Appellant(s)	:	Kuldeep Johri, Viresh Mishra
Counsel for Respondent(s)	:	A.G.A.

Court No. - 44

HON'BLE J.J. MUNIR, J.

HON'BLE VINAI KUMAR DWIVEDI, J.

A reading of the report submitted by the learned Chief Judicial Magistrate, Bareilly dated 11.04.2022 shows that appellant nos. 4 and 5 Balkar Singh @ Kari and Chhinda Singh have passed away. Statement of Sub-Inspector, who went to serve the aforesaid men, was recorded. The statement of Sardul Singh son of Chhidan Singh has been recorded by the learned Chief Judicial Magistrate, Bareilly. Further, the statement of Guru Sewak Singh son of Lakhvinder Singh was also recorded.

The report of the learned Chief Judicial Magistrate, Bareilly dated 11.04.2022 shows that appellant nos. 4 and 5 Balkar Singh @ Kari and Chhinda Singh are no more.

There is another report dated 26.03.2022 submitted by the learned Chief Judicial Magistrate, Pilibhit. The said report says that appellant no. 1, Lakkha Singh has passed away on 03.08.2021. The learned Chief Judicial Magistrate's report shows that the Sub-Inspector, who went to serve, was examined before him. There is also one Ram Prasad, a resident of same village as the deceased Lakkha Singh. He has verified the factum of Lakkha's death. There is a further statement of Jagdeep Singh, a nephew of the deceased Lakkha Singh. He has also verified the factum and the date of Lakkha's death, as indicated *hereinbefore*. The learned

Chief Judicial Magistrate has held necessary inquiry according to the circular of this Court.

The last report that is on record is again one by the learned Chief Judicial Magistrate, Bareilly dated 21.11.2025. This report shows that appellant no. 2, Judge Singh alias Judgvinder alias Jogindra Singh son of Baba Singh is alive.

In the circumstances, this appeal, at the instance of appellant no. 1 Lakkha Singh, appellant no. 4 Balkar Singh @ Kari and appellant no. 5 Chhinda Singh, is directed to abate. Let the necessary abatement be recorded by the office forthwith.

Mr. Kuldeep Johri, Advocate appears on behalf of appellant no. 2 Judge Singh alias Judgvinder alias Jogindra Singh son of Baba Singh.

No one appears on behalf of appellant no. 3 Sukhdeo Singh son of Ratan Singh.

Let bailable warrants of arrest issue against Sukhdeo Singh son of Ratan Singh through the learned Chief Judicial Magistrate, Bareilly, requiring him to surrender before the learned Chief Judicial Magistrate, Bareilly and furnish his personal bond worth Rs. 20,000/-and two sureties each in the like amount to the satisfaction of the learned Chief Judicial Magistrate along with an undertaking that he will appear before this Court on **24.03.2026 at 02:00 p.m.**

The Senior Superintendent of Police, Bareilly is ordered to ensure that this warrant of ours is served upon Sukhdeo Singh son of Ratan Singh after tracing him out wherever he must be and the same is not returned unexecuted in any event, unless Sukhdeo Singh be dead or beyond the Indian shores.

List for orders on **24.03.2026.**

To be taken up at **02:00 p.m.**

Let this order be communicated to the learned Chief Judicial Magistrate, Bareilly and through her, to the Senior

Superintendent of Police, Bareilly by the Registrar (Compliance)
within 24 hours.

March 17, 2026
Deepak

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