

Court No. - 49

Case :- CRIMINAL APPEAL No. - 1732 of 1988

Appellant :- Nathhu And Others

Respondent :- State Of U.P.

Counsel for Appellant :- Shashank Shekher

Counsel for Respondent :- A.G.A

Hon'ble Krishna Pratap Singh,J.

Case called out.

No one responds on behalf of the appellants. Learned AGA for the State is present.

Report of the Chief Judicial Magistrate, Jalaun at Orai dated 06.02.2019 indicates that appellant Nos. 1, 2 and 4, namely, Nathhu, Latif and Kamaluddin are no more, but the report is not in consonance with the ***Circular Letters No.15/2005, VIII-119 April 19, 2005, and 04/admin G-II dated Allahabad 18.1.2017.***

The learned C.J.M. concerned is directed to submit a fresh report with regard to living status/death of appellant Nos. 1, 2 and 4, namely, Nathhu, Latif and Kamaluddin in the light of aforesaid circular letter which provides that in the event of death of the appellants, same is to be authenticated by the statement of the informant or his legal heirs, if any, whose name and address may be ascertained from the L.C.R. which are available before the court below, failing which the Court may be constrained to take a serious view against the official in default.

Office to ensure communication of this order forthwith through registered post as well as through other speedier option available to the judgeship concerned for immediate compliance of the order.

List after eight weeks.

Order Date :- 8.2.2019

Sazia