

**Court No. - 46**

**Case :-** CRIMINAL APPEAL No. - 1990 of 1988

**Appellant :-** Devi Prasad

**Respondent :-** State Of U.P.

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

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

Case called out in the revised list. No one has appeared on behalf of the appellant to address the court. The learned A.G.A. on behalf of the State is present.

On the last occasion the case was adjourned as there is a resolution of the Bar dated 30.1.2018 that no adverse order be passed in the absence of the counsel on account of incomplete up gradation of CIS System. The appeal is pending since 1988, it cannot be allowed to swing years together at the dint of the order dated 6.9.1988.

Letailable warrant be issued against the appellants Devi Prasad and Bhoja who shall surrender before the court below within four weeks and in case they apply for bail, they shall be released on bail on furnishing a personal bond of Rs. 20,000/- and two reliable sureties each in the like amount to the satisfaction of the court concerned with an undertaking that they shall appear before the Court on the next date fixed.

In case the appellants are not surviving, the Chief Judicial Magistrate, concerned shall send report as per circular of this Court in this regard by the next date of listing.

Let the case be listed on 22.5.2018 along with the report of the CJM concerned.

A copy of this order with full particulars be sent through FAX to the Chief Judicial Magistrate concerned within a week for communication and necessary compliance.

**Order Date :-** 16.3.2018

Shahnawaz