

Court No. - 34

Case :- CRIMINAL APPEAL No. - 1990 of 1988

Appellant :- Devi Prasad and another

Respondent :- State Of U.P.

Hon'ble Sudhir Agarwal,J.

Hon'ble Om Prakash-VII,J.

1. Chief Judicial Magistrate, Fatehpur vide letter dated 08.06.2018 has informed that Appellant-2, Bhoja son of Sitdar, has died about 22 years back. This report has been submitted after making inquiry as per this Court's Circular dated 18.01.2017. The appeal, therefore, stands abated in respect of Appellant-2.

2. Neither any counsel on behalf of Appellant-1 has appeared nor he himself is present.

3. In the circumstances, we cancel bail granted to Appellant-1, Devi Prasad and issue non-bailable warrants to him. Chief Judicial Magistrate concerned after execution of warrant shall submit his report positively within three weeks. We also make it clear that Chief Judicial Magistrate concerned shall ensure that Appellant-1 is arrested and produced before this Court on the next date.

4. Office shall ensure compliance of this order without any delay. Office shall also sent copy of this order by Fax to concerned Chief Judicial Magistrate for its timely and strict compliance.

5. List this matter on 21.08.2018.

Order Date :- 25.7.2018

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