

Court No. - 78

Case :- CRIMINAL APPEAL No. - 2445 of 1986

Appellant :- Chunna And Others

Respondent :- State

Counsel for Appellant :- K. Sahai

Counsel for Respondent :- A.G.A.

Hon'ble Anish Kumar Gupta,J.

1. List revised. None appears on behalf of the appellants to press the instant application. Learned A.G.A. for the State is present.
2. As per the report received from CJM- Hapur, dated 17.07.2025, the appellant No.1- Chunna is alive and residing on the given address.
3. Earlier a report dated 03.10.2022 was submitted by C.J.M., Hapur, whereby on the basis of the statement of Sub Inspector Rajveer Singh and the Ward Member namely, Shakila W/o Chunna and Sadab S/o Raheesh and other neighbour Shahjad and Israr, it was reported that whereabouts Chunna was not appropriate, therefore, it appears that a deliberate attempt was made by appellant No.1- Chunna to mislead the Court with regard to whereabouts of appellant No.1- Chunna.
4. As per the report received from the C.J.M., Meerut dated 18.04.2022, received on 26.04.2022, it was reported that a notice was served on appellant No2. Ayyub S/o Rafeek. Despite service of notice, none appears on behalf of appellants.
5. In view thereof, issue a non-bailable warrant against appellant No.1 Channa and appellant No.2 Aiyub.
6. As per the office report dated 11.07.2025 received from C.J.M., Bulandshahr, the appellant No.3 could not be traced out and none is representing the appellant No.3 and he was on bail, therefore, it is violation of condition of bail accordingly, issued a non-bailable warrant against appellant No.3 Mahesh as well.
7. C.J.M., Hapur shall ensure the compliance of non-bailable warrant against appellant No.1- Chunnu Singh S/o Babu. Appellant Nos.2 Aiyub S/o Rafiq and 3 Mahesh and the Superintendent of Police, Meerut, Superintendent of Police, Bulandshahr as well as Superintendent of Police, Hapur shall also

ensure the compliance of non-bailable warrant issued against appellants.

8. Since, instant appeal is pending since 1986, none is appearing for the appellant, therefore, in view thereof, in the interest of justice of this Court deems it appropriate to appoint Sri Ashish Kumar, Advocate (AOR- A/A-1273/2012). Thus, Sri Ashish Kumar is appointed as Amicus Curiae in the instant case.

9. The Registry is directed to provide a copy of the entire record of the case to the Amicus Curiae.

10. Learned A.G.A. may also obtain a copy of the record from the Registry, if so desired.

11. List this matter for final hearing on 27.08.2025 in daily cause list.

Order Date :- 1.8.2025

P. Pandey