

Court No. - 43

Case :- CRIMINAL APPEAL No. - 2217 of 1989

Appellant :- Mahavir And Others

Respondent :- State Of U.P.

Counsel for Appellant :- Rajiv Sharma

Counsel for Respondent :- D.G.A.

Hon'ble Pankaj Naqvi,J.

Hon'ble Suresh Kumar Gupta,J.

Issue bailable warrant of Rs.10,000/- against each of the appellants, to be served through the Chief Judicial Magistrate concerned. If they are arrested or surrender before the court concerned, they shall be enlarged on bail, on furnishing two sureties and a personal bond of the like amount, on the undertaking that they shall appear before this Court through his counsel. They need not appear in person.

The C.J.M concerned shall ensure that at the time of accepting bail bonds, an authenticated copy of the current address / I.D proof of the appellant is taken on record.

However, in the event of death of the appellants, the learned CJM shall submit a report in the light of **Circular Letters No.15/2005, VIII-119 April 19, 2005, and 04/admin g-ii dated Allahabad 18.1.2017** of this Court, which provides that in the event of death of any 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, before the court below, which too shall be despatched to this Court by the Sessions Judge concerned, only in the event any of the appellants is alive, failing which the Court may be constrained to pass a coercive order against the official in default.

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

List in the week commencing **23.9.2019** before the appropriate Bench.

Order Date :- 26.7.2019

Chandra