

**Court No. - 46**

**Case :-** CRIMINAL APPEAL No. - 1889 of 1990

**Appellant :-** Subhash

**Respondent :-** State

**Counsel for Appellant :-** Veer Singh

**Counsel for Respondent :-** D.G.A.

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

**Hon'ble Chandra Dhari Singh,J.**

Sri H.N.Pandey holding brief of Sri Veer Singh, learned counsel for the appellant submitted that the appeal has been listed for the first time after more than two decades as such he has no instructions as to whether the appellant is surviving or not.

Let bailable warrant be issued against the appellant, namely, Subhash, who shall surrender before the court below within four weeks and in case he applies for bail, he 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 he shall appear before the Court on the next date fixed.

The Chief Judicial Magistrate, Bijnor shall ensure the presence of the accused appellant on the next date fixed.

In case the appellant is 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.

List this case on 17.05.2018 along with office report.

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 forthwith.

**Order Date :-** 3.4.2018

Asha