

**Court No. - 72**

**Case :-** CRIMINAL APPEAL No. - 2548 of 1985

**Appellant :-** Vishun Dayal And Others

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

**Counsel for Appellant :-** A.B.L.Gaur

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

**Hon'ble Mohd. Aslam,J.**

Learned counsel for appellants and learned A.G.A. for the State are present.

Perused the report of Chief Judicial Magistrate, Etah dated 4.4.2015, which states that appellant no.2 Amar Singh, appellant no.3 Tejram, appellant no.5 Naresh @ Ram Naresh, appellant no.6 Om Prakash, appellant no.7 Rakshpal, appellant no.9 Ram Khiladi are alive and appellant no.1 Vishun Dayal, appellant no.4 Uday Veer, appellant no.8 Kumar Pal and appellant no.10 Ganga Sahai have died. In this regard, he has conducted inquiry and recorded statements of the witnesses.

In view of above, it is proved that the appellant no.1 Vishun Dayal, appellant no.4 Uday Veer, appellant no.8 Kumar Pal and appellant no.10 Ganga Sahai have died. Accordingly, the appeal against appellant nos.1, 4, 8 & 10 is dismissed as abated.

The appeal against appellant nos.2, 3, 5, 6, 7 & 9 shall continue.

Call for the status report of the appellant no.2 Amar Singh, appellant no.3 Tejram, appellant no.5 Naresh @ Ram Naresh, appellant no.6 Om Prakash, appellant no.7 Rakshpal, appellant no.9 Ram Khiladi through Chief Judicial Magistrate concerned returnable within four weeks.

List this case on 20.9.2022.

**Order Date :-** 17.8.2022

Anil K. Sharma