

Court No. - 49

Criminal Misc. Bail Application No. 1 of 2019

IN

Case :- CRIMINAL APPEAL No. - 2814 of 1984

Appellant :- Yograj Khanna

Respondent :- State Of U.P.

Counsel for Appellant :- Virendra Singh, Sudhir Dixit, Utkarsh Dixit

Counsel for Respondent :- A.G.A.

Hon'ble Krishna Pratap Singh, J.

Heard Mr. Sudhir Dixit, learned counsel for the sole appellant and learned AGA for the State on the bail application.

This bail application has been moved on behalf of appellant Yograj Khanna against the order dated 14.11.2018, whereby non-bailable warrant has been issued against the appellant.

Learned counsel for the appellants submits that this appeal was listed for the first time on 14.11.2018 after the year 1984. Learned counsel for the appellant further states that Mr. Virendra Singh, earlier counsel is no more and due to which no one had appeared to argue the appeal and as a result thereof non-bailable warrant was issued against the appellant. In this appeal, the appellant Yograj Khanna was granted bail by this Court vide order dated 09.10.1984 and he has never misused the liberty of bail. The appellant is in jail since 05.01.2019.

In this view of the matter, let appellant **Yograj Khanna**, who has been arrested pursuant to the order of this Court dated 14.11.2018 be released on bail in Special Case No. 3 of 1983, under section 3/7 Essential Commodities Act, PS Kiratpur, District Bijnor on his furnishing a personal bond and two sureties each in the like amount to the satisfaction of the court concerned.

On acceptance of bail bonds and personal bonds, the lower court shall transmit photostat copies thereof to this Court for being kept on record.

Office report dated 28.02.2019 indicates that lower court record is still awaited.

Office is directed to issue reminder to the District Judge concerned forthwith through registered post, FAX, email as well as through other speedier option available to the judgeship concerned for sending the lower court record.

List after eight weeks.

Order Date :- 1.3.2019

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