

Court No. - 81

Case :- CRIMINAL APPEAL No. - 947 of 1983

Appellant :- Dwarika and others

Respondent :- State of U.P.

Counsel for Appellant :- P.N. Mishra, Tahir Husain

Counsel for Respondent :- Govt. Advocate

Hon'ble Dinesh Kumar Singh-I,J.

None has appeared from the side of appellants.

Sri G. P. Singh, learned A.G.A. for the State is present.

As per the report of C.J.M, Budaun, dated 24.10.2018, the appellant no. 3 Dwarika has died.

In view of the above, appeal of appellant no. 3 stands abated.

Lower court record is available.

Let the Non Bailable Warrant be issued against the appellant nos. 1, 2 & 4 to be served upon him through the C.J.M. concerned with a direction that if the accused is arrested/surrenders, he may be released on bail on his furnishing a personal bond and two sureties each in the like amount to the satisfaction of the C.J.M. concerned subject to his furnishing an undertaking that he shall appear before this Court on the date fixed positively. It is further directed to issue notice to the sureties of the appellant nos. 1, 2 & 4 for ensuring the presence of appellants in Court on the next date.

Learned A.G.A. has prayed that he may be provided a photo copy of the memorandum of appeal along with copy of the impugned judgment and order, accordingly, office is directed to provide a copy of the memo of appeal as well as copy of impugned judgment and order to the learned A.G.A. forthwith.

Let a copy of this order be sent to the C.J.M. concerned through District Judge concerned by FAX/e-mail for compliance.

List this case on 31.01.2020.

Order Date :- 6.12.2019

VPS