

Court No. - 85

Case :- CRIMINAL APPEAL No. - 335 of 1986

Appellant :- Hari Shanker And Others

Respondent :- State of U.P.

Counsel for Appellant :- S.R. Singh, Manjesh Kumar Yadav, Ram Chandra Yadav

Counsel for Respondent :- A.G.A.

Hon'ble Ms. Nand Prabha Shukla, J.

None has appeared for the appellants and learned A.G.A. is present.

The present Criminal Appeal under Section 379 Cr.P.C. has been filed against the judgment and order dated 23.01.1986 passed by V Additional District and Sessions Judge, Allahabad in Sessions Trial No. 335 of 1984 (State Vs. Harishanker and others) under Sections 323, 323/34, 308/34, 308 IPC whereby the appellant Nos. 2 and 3 have been convicted under Section 323 IPC and sentenced for one year R.I. and under Section 323/34 IPC for one year R.I. and also under Section 308/34 IPC for five years R.I. and appellant No. 1 Harishanker convicted and sentenced under Section 323 IPC for one year R.I., under Section 308 IPC for five years R.I. and under Section 323/34 IPC for one year R.I.

The present Criminal Appeal pertains to the year 1986 and is listed today under the caption of "Oldest Pending Cases In This High Court For Priority Hearing."

As per the office report dated 10.07.2025, a letter has been received from Chief Judicial Magistrate, Prayagraj which indicates that appellant Nos. 1, 2 and 3 are not residing at the given address.

Issue notice to the sureties under Section 446 Cr.P.C. through C.J.M. concerned.

Commissionerate of Police, Prayagraj is directed to trace the whereabouts of the appellant No. 1 Hari Shanker, appellant No. 2 Bhola Shanker and appellant No. 3 Vijay Shanker and file an affidavit.

Let a report be also called from the Chief Judicial Magistrate, Prayagraj regarding the living status of appellant No. 1 Hari Shanker, appellant No. 2 Bhola Shanker and appellant No. 3 Vijay

Shanker, all are sons of Chaitu Ram, R/o Alopibagh, Allahabad, within a period of three weeks.

List this appeal on 11.09.2025.

Registrar (Compliance) shall ensure that the living status of appellant No. 1 Hari Shanker, appellant No. 2 Bholu Shanker and appellant No. 3 Vijay Shanker, all are sons of Chaitu Ram, R/o Alopibagh, Allahabad, be placed before this Court on the next date fixed.

Order Date :- 4.8.2025

Shivani