



HIGH COURT OF JUDICATURE AT ALLAHABAD

CRIMINAL APPEAL No. - 2804 of 1987

Shyam Sundar And Another

.....Appellant(s)

Versus

State of U.P.

.....Respondent(s)

Counsel for Appellant(s) : A.N. Tiwari, Anurag Shukla
Counsel for Respondent(s) :

Court No. - 84

HON'BLE SANJIV KUMAR, J.

1. Case called on. No one appears on behalf of the appellants to press this appeal, however, learned AGA is present.
2. This appeal, preferred by the appellants, Shyam Sundar and Sukh Dev, is of the year 1987, which is very old and has been pending since then.
3. Notices were issued to the appellants. As per report of learned Chief Judicial Magistrate, Etawah dated 25.09.2018, appellant no.1, Shyam Sundar, has died.
4. In verification of his death, statement of witnesses and Police Report of Sub-Inspector, Police Station Kotwali, District Auriya, is annexed with the report of C.J.M., Etawah.
5. In view of the above, since appellant no.1, Shyam Sundar, has already expired, this Criminal Appeal stands **abated** on his behalf.
6. Let notices be issued to the appellant no.2, Sukh Dev, to appear before this Court either personally or through a counsel.
7. The learned Chief Judicial Magistrate concerned is directed to cause service of notice upon the appellant no.2 and submit a report regarding service on or before the next date of listing.

8. List on 17.03.2026.

February 17, 2026
Subham

(Sanjiv Kumar,J.)