



HIGH COURT OF JUDICATURE AT ALLAHABAD

CRIMINAL APPEAL No. - 321 of 1984

Ishwardeo Singh And Others

.....Appellant(s)

Versus

State

.....Respondent(s)

Counsel for Appellant(s)	:	Amar Saran, Gajendra Pratap
Counsel for Respondent(s)	:	A.G.A.

Court No. - 89

HON'BLE DIVESH CHANDRA SAMANT, J.

1. Case taken up.

2. None is present on behalf of the appellant, however, learned AGA for the State is present.

3. As per report of C.J.M., Ghazipur dated 23.12.2015, appellant No.1-Ishwardeo Singh, appellant No.2-Nageshwar Singh, appellant No.3-Dina Nath Singh, appellant No.5-Kalika Singh son of Harihar Singh, appellant No. 8-Ram Adhar Singh, appellant No.10-Kalika Singh son of Ramker Singh and appellant No. 11-Ram Bachan Singh have died. The death certificate issued by the concerned Gram Pradhan along with statement of witnesses is appended with the report of C.J.M. Ghazipur dated 23.12.2015.

4. Subsequently, another report of C.J.M., Ghazipur dated 19.08.2020 was received having letter No. 900 wherein it has been reported that appellant No. 9-Girija Singh and appellant No. 12-Saudagar have died. The death certificates and statement of witnesses is appended with report of C.J.M.,Ghazipur dated 19.08.2020.

5. Another report of C.J.M., Ghazipur dated 18.11.2021 was received wherein it has been reported that notice has been served personally on appellant No.4-Sheoji Singh, appellant No. 6-Ambika Singh and appellant No.7-Patha Singh. It has also been reported in the said report that appellant Nos. 1, 2, 3, 5, 8, 9, 10, 11 and 12 have died.

6. Considering the report of the Chief Judicial Magistrate, Ghazipur, wherein it has been stated that appellant No. 1, Ishwardeo Singh; appellant No. 2, Nageshwar Singh; appellant No. 3, Dina Nath Singh; appellant No. 5, Kalika Singh (son of Harihar Singh); appellant No. 8, Ram Adhar Singh; appellant No. 9, Girija Singh; appellant No. 10, Kalika Singh (son of Ramker Singh); appellant No. 11, Ram Bachan Singh; and appellant No. 12, Saudagar, have died, and none of their legal heirs have approached this Court to pursue the appeal on their behalf, the instant criminal appeal, insofar as it relates to the aforesaid appellants, stands dismissed as abated.

7. Service reports in respect of appellant Nos. 4, 6 and 7 have been received vide report dated 18.11.2021. Therefore, it would be appropriate to call for a fresh report regarding the living status of appellant Nos. 4, 6 and 7.

8. Accordingly, let a report regarding the living status of appellant Nos. 4, 6 and 7 be obtained from the Chief Judicial Magistrate concerned by the next date of listing.

9. List after four weeks.

(Divesh Chandra Samant,J.)

March 20, 2026

Karan