

Court No. - 49

Case :- CRIMINAL APPEAL No. - 2192 of 1981

Appellant :- S.K.Biswas

Respondent :- State Of U.P.

Counsel for Appellant :- R.V.Gupta, Anita
Srivastava, S.D.S.Jadaun, Smt Sushila
Jadaun, V.P.Mathur[A.C.]

Counsel for Respondent :- A.G.A.

Hon'ble Ved Prakash Vaish, J.

Sri V.P. Mathur, learned Amicus Curiae for the appellant and Sri Manoj Kumar, learned A.G.A. for the State are present.

A request for adjournment has been made by learned A.G.A to prepare the matter.

On perusal of file it is revealed that the appeal is pending since 1981 and the appellants were admitted to bail on 28.9.1981. On 1.9.2018 bailable warrant were issued against the appellant S.K. Biswas. As per office report dated 24.10.2018 the appellant is not residing at the given address.

Learned Amicus Curiae for appellant has submitted that he has moved an application for recall of order dated 1.9.2018 along with application for condonation of delay. Learned Amicus Curiae is requested to furnish the address of appellant as the report of C.J.M has been received that the appellant is not residing at the given address.

The bail bond of appellant S.K. Biswas is forfeited.

Issue non-bailable warrant against the appellant S.K. Biswas and notice to sureties under Section 446 Cr.P.C. to be served through concerned District Judge, Kanpur returnable on 4.12.2018.

A copy of this order be also sent to SSP, Kanpur for compliance.

Order Date :- 31.10.2018

Nadeem Ahmad

(Ved Prakash Vaish, J.)