



HIGH COURT OF JUDICATURE AT ALLAHABAD

CRIMINAL APPEAL No. - 357 of 2020

Ashok

.....Appellant(s)

Versus

State of U.P.

.....Respondent(s)

Counsel for Appellant(s) : Abhinav Gaur, Ajay Kumar Singh,
Ramanuj Tiwari, Sandal Khanna,
Shashi Kumar Tiwari, Sheshadri
Trivedi, Vinod Singh

Counsel for Respondent(s) : Chandra Prakash Pandey, G.A.

Along with :

1. Criminal Appeal No. 7976 of 2019:
Gajendra Singh

Versus

State of U.P.

2. Criminal Appeal No. 355 of 2020:
Gopu @ Brajbhushan Singh

Versus

State of U.P.

3. Criminal Appeal No. 369 of 2020:
Rajnu @ Rajendra Singh

Versus

State of U.P.

4. Criminal Appeal No. 7975 of 2019:
Smt. Kusumlata

Versus

State of U.P.

5. Criminal Appeal No. 7972 of 2019:
Sanjay Singh @ Sanjeev Singh

Versus

State of U.P.

6. Criminal Appeal No. 7971 of 2019:
Iqbal Bahadur

Versus

State of U.P.

Court No. - 44

HON'BLE J.J. MUNIR, J.

HON'BLE VINAI KUMAR DWIVEDI, J.

Heard Mr. Raj Kumar Khanna, learned Senior Advocate assisted by Mr. Ajay Kumar Singh, learned Counsel for the appellant further in support of this appeal as also the connected appeals.

There is electronic evidence in this case, which includes photographs and pen drive, showing the presence of two of the convicts, Sanjay and Iqbal at the time of the crime in an Automated Teller Machine ('ATM' for short) and a petrol pump located in Morena, Madhya Pradesh, which is situated at a distance of about 250-300 kilometres from Kannauj, the place of occurrence. The identity of the two convicts, whose photographs from the ATM Closed Circuit Television ('CCTV' for short) camera and the petrol pump CCTV camera are duly exhibited, is to be ascertained.

We have to be assured that the men, who appear in the CCTV camera footage and photographs from ATM and the petrol pump are the same men as the two appellants. This is relevant because these two appellants, Sanjay and Iqbal, vociferously pressed their plea of alibi, saying that they were at Morena at the time of the crime, and the documented electronic record from the CCTV camera, which is guarantee in itself for the date and time when their images were captured, shows their presence at a different station.

In the circumstances, let Sanjay and Iqbal, who are detained in the District Jail, Kannauj, be caused to be produced before this Court by the learned Chief Judicial Magistrate, Kannauj and the Superintendent of Police, Kannauj on 24.03.2026 at 02:00 p.m.

Adjourned to **24.03.2026**.

To be taken up in the cause list of the day for further hearing at **02:00 post**

meridiem.

Considering the nature of evidence, which is electronic record, important and precarious, we direct that it shall be sealed and kept in the safe custody of the learned Registrar General. The record shall be sent forth to the Court again on the date next scheduled.

The Registrar (Compliance) is directed to communicate this order to the learned Chief Judicial Magistrate, Kannauj, and through him, to the Superintendent of District Jail, Kannauj and the Superintendent of Police, Kannauj **within 24 hours next.**

(Vinai Kumar Dwivedi,J.) (J.J. Munir,J.)

March 17, 2026

I. Batabyal