



**HIGH COURT OF JUDICATURE AT ALLAHABAD**

**CRIMINAL REVISION No. - 2368 of 2026**

Amar Singh @ Amarjeet Singh

.....Revisionist(s)

Versus

State of U.P. and Another

.....Opposite  
Party(s)

---

Counsel for Revisionist(s) : Narsingh Pandey, Rama Shankar  
Upadhyay

Counsel for Opposite Party(s) : G.A.

---

**Court No. - 86**

**HON'BLE SUBHASH CHANDRA SHARMA, J.**

1.Heard learned counsel for the revisionist, learned counsel for the opposite party no.2 and perused the record.

2.It is argued by the learned counsel for the revisionist that in this case an application under Section 319 Cr.P.C. was allowed by the learned trial court and the revisionist was summoned for facing trial with other co-accused Nanhe. He further argued that in the first information report, no any specific role was assigned to the revisionist and also during the course of investigation, no witness has made such statement regarding abetment. He also submitted that during the course of trial, new story has been cooked up by the PW-1 and PW-2 and both of them added the allegation that revisionist instigated the co-accused Nanhe to make assault on the deceased, as a result, he sustained injuries and died. Learned trial court has not considered the evidence on record with a view to satisfy himself as to whether strong prima facie case against the revisionist, but only on the basis of the statement made by PW-1 and PW-2, he passed the order in question to summon the revisionist for trial with other co-accused Nanhe that cannot be said to be lawful and in accordance with the observation made in the case of ***Hardeep Singh vs. State of Punjab & another (2014) 3 SCC 92.***

3. Admit.

4. Issue notice to opposite party no.2 returnable within four weeks through C.J.M. concerned.

5. List this case on 25.05.2026.

6. In the meantime, the effect and operation of the order dated 06.02.2026 passed by the Additional District & Session Judge, Court No.10, Shahjahanpur in S.T. No. 1541 of 2021 (State Versus Nanhe and others), arising out of Case Crime No. 290 of 2021, under Section 302, 504 I.P.C., Police Station Kant, District Shahjahanpur shall remain stayed.

**(Subhash Chandra Sharma,J.)**

**April 24, 2026**  
T.S.