



HIGH COURT OF JUDICATURE AT ALLAHABAD

CRIMINAL APPEAL No. - 9185 of 2022

Hariom

.....Appellant(s)

Versus

State of U.P.

.....Respondent(s)

Counsel for Appellant(s) : M.P.S. Chauhan, Rajrshi Gupta,
Satyadeep Gautam
Counsel for Respondent(s) : G.A., Vikas Tripathi

Along with :

1. Criminal Appeal No. 9885 of 2022:
Anshu Aarya

Versus

State of U.P.

2. Criminal Appeal No. 9644 of 2022:
Sanjeev and 2 others

Versus

State of U.P.

Court No. - 44

**HON'BLE J.J. MUNIR, J.
HON'BLE VINAI KUMAR DWIVEDI, J.**

In compliance with our order dated 05.02.2026 regarding the claimed death of appellant no. 3 Manoj son of Shyam Swaroop in connected Criminal Appeal No. 9644 of 2022 the learned Chief Judicial Magistrate, Bareilly has submitted a report dated 11.02.2026, the relevant whereof reads:

"इस संबंध में माननीय न्यायालय द्वारा निर्गत सरकुलर आदेश सं० 15/05, VIII-119 अप्रैल 19, 2005 एवं सरकुलर आदेश सं० 04/एडमिन जीना दिनांकित इलाहाबाद 18.01.17 के अनुपालन में नोटिस तामीलकर्ता उ०नि०, मृतक के परिजन व पड़ोसी के बयान अंकित कराये जाने हेतु कोई उपस्थित नहीं हुआ है। माननीय न्यायालय में दिनांक 12.02.2026 की तिथि नियत है।

अतः माननीय न्यायालय से सादर अनुरोध है कि नोटिस तामीलकर्ता उपनिरीक्षक, मृतक के परिजन व पड़ोसी के बयान अंकित किये जाने हेतु कुछ समय देने की कृपा करें।"

All the relevant witnesses shall be caused to be produced before the learned Chief Judicial Magistrate, Bareilly by the Senior Superintendent

of Police, Bareilly **within 48 hours**, whose evidence is necessary to decide the question if appellant no. 3 is alive or dead. The orders of the learned Chief Judicial Magistrate, Bareilly shall be complied in this regard within next 48 hours. The learned Chief Judicial Magistrate, Bareilly shall submit a report after necessary inquiry **on or before 23.02.2026**.

List this appeal on **23.02.2026** as the third case.

It is made clear that this appeal is in the midst of hearing, which had to be interrupted on account of death of appellant no. 3 reported by Mr. Nitin Sharma, Advocate on 05.02.2026.

The learned Chief Judicial Magistrate, Bareilly shall submit a report by the said date without fail and so will the Senior Superintendent of Police, Bareilly.

Let this order be communicated to the learned Chief Judicial Magistrate, Bareilly and through her to the Senior Superintendent of Police, Bareilly by the Registrar (Compliance) **today**.

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

February 12, 2026
Deepak