

**Court No. - 1**

**Case :-** CRIMINAL APPEAL No. - 79 of 1989

**Appellant :-** Data Prashad And 3 Others

**Respondent :-** State of U.P.

**Counsel for Appellant :-** S.M. Nasir

**Counsel for Respondent :-** G.A.

**Hon'ble Ramesh Sinha,J.**

**Hon'ble Brij Raj Singh,J.**

Case is called out. None appears on behalf of appellants to press this appeal. However, Shri Umesh Chandra Verma, learned A.G.A. is present on behalf of State-respondent.

It has been informed by the members of the Bar that Shri S.M. Nasir, Advocate, who is appearing on behalf of appellants, is no more. There appears to be a complaint filed by the complainant, Gangaram, R/o Village Bhurkunda, Post- Utraula, Police Station Utraula, District Balrampur dated 01.12.2021 addressed to Hon'ble the Chief Justice as well as Hon'ble the Chief Minister of the State, which was received by the Senior Registrar of this Court on 04.12.2021 and 17.02.2022 respectively. The complainant, Gangaram is aggrieved by the fact that the present appeal which has been filed on behalf of appellants has not been listed for the last 32 years and the appellants are enjoying the liberty of bail granted to them and indulging in anti-social activities.

In view of the same, let bailable warrant be issued against appellants no.1 to 4, namely, Data Prashad, Annu Alias Anil Kumar, Ashok Kumar and Smt. Nandni Devi through Chief Judicial Magistrate concerned returnable within four weeks. If the appellants surrender or are arrested and brought before the Chief Judicial Magistrate concerned, they shall be released on bail on their furnishing a personal bond and two sureties each in the like amount to the satisfaction of the Chief Judicial

Magistrate concerned ensuring that the appellants shall be present before this Court on the next date fixed.

In the meantime, Office is directed to prepare paper book on priority basis within a month and the matter be listed immediately thereafter for final hearing on 16.05.2022.

The Senior Registrar is also directed to inform complainant-Gangaram about the order passed by this Court today.

**(Brij Raj Singh, J.)      (Ramesh Sinha, J.)**

**Order Date :- 24.3.2022**  
Shubhankar