

Court No. - 69

Case :- CRIMINAL MISC. BAIL APPLICATION No. - 41152 of 2021

Applicant :- Atar Singh

Opposite Party :- State of U.P.

Counsel for Applicant :- S.M. Iqbal Hasan, Anuj Kumar Gupta, Sanjay Singh

Counsel for Opposite Party :- G.A.

Hon'ble Samit Gopal, J.

1. List revised.

2. There is an illness slip reported of Sri Sanjay Singh, learned counsel for the applicant. The records show that there are two other learned counsels appearing in the matter but they are not present even when the matter is taken in the revised list.

3. Sri Shashikant Pandey, learned counsel for the State is present.

4. The matter is listed peremptorily today in compliance of the order dated 26.09.2023 of this Court which reads as under:-

"1. List revised.

2. There is an illness reported of Sri Sanjay Singh, learned counsel for the applicant. On the last occasion Sri S.M. Iqbal Hasan, Advocate had prayed time to file supplementary affidavit which was allowed. Today there is an illness of another learned counsel for the applicant.

3. The records show that there is one other learned counsel appearing in the matter as such out of three learned counsels, there is an illness of one counsel and two learned counsels are not present even when the matter has been taken up in the revised list.

4. Honouring the illness slip on behalf of the learned counsel for the applicant, the matter is adjourned for today.

5. List on 31.10.2023 peremptorily."

5. Even previously on the said date there was illness slip reported of Sri Sanjay Singh, learned counsel for the applicant. Today again there is an illness slip despite the matter being listed peremptorily.

6. Since there is repeated illness slip of the same learned counsel, the other learned counsels are not present even when the matter is taken in the revised list and the matter is listed peremptorily, the present bail application is dismissed for non prosecution.

Order Date :- 31.10.2023

AS Rathore

(Samit Gopal, J.)