

Court No. - 11

Case :- CRIMINAL APPEAL DEFECTIVE No. - 4 of 2022

Appellant :- Abdul Haque Alias Raees And 5 Others

Respondent :- State Of U.P. Thru. Prin. Secy. Home Lucknow And Anr.

Counsel for Appellant :- Mohd. Waris Farooqui, Gyan Singh

Counsel for Respondent :- G.A.

Hon'ble Dinesh Kumar Singh, J.

On Condonation of Delay Application

Heard.

This application seeks condonation of delay in filing the appeal.

Reasons indicated in the affidavit filed along with the application are sufficient.

Application is accordingly **allowed** and the delay in filing the appeal is hereby condoned.

On memo of Appeal

1. The present appeal under Section 14-A(1) SC/ST Act has been filed impugning the order dated 11.12.2019, whereby the non-bailable warrant has been issued against the accused-appellants for their absence in Session Trial No.296 of 2015 (State Vs. Raees and others), arising out of Case Crime No.254 of 2014.

2. Learned counsel for the accused-appellants submits that it was the time of Corona pandemic and the accused-appellants could not appear because of some unavoidable circumstances. Now, the accused-appellants are ready to appear before the trial court concerned and participate in the trial.

3. Considering the aforesaid facts and circumstances, the accused-appellants are granted ten days' time from today to appear before the trial court concerned and submit fresh

personal bond and two sureties to the satisfaction of the trial court concerned, on which the accused-appellants shall be admitted on bail, subject to the condition that they shall participate in the trial proceedings and will not seek unnecessary adjournments.

4. Subject to above noted terms, the appeal stands ***allowed***.

Order Date :- 19.6.2023

Rao/-