HIGH COURT OF JUDICATURE AT ALLAHABAD

CRIMINAL APPEAL DEFECTIVE No. - 1028 of 2026

Suraj

.....Appellant(s)

Versus

State of U.P. and Another

.....Respondent(s)

Counsel for Appellant(s)	:	Devesh Kumar Singh
Counsel for Respondent(s)	:	G.A.

Court No. - 74

HON'BLE SAMIT GOPAL, J.

1. List revised.

2. No one appears on behalf of the appellant to press the prayer for bail in the present appeal. Sri Ram Prakash Shukla, learned counsel for the State are present.

3. This criminal appeal under Section 14-A(2) of SC/ST (Prevention of Atrocities) Act, 1989 has been filed by the appellant- Suraj, with the prayer to allow the appeal by setting aside the impugned order dated 25.03.2026 passed by the Special Judge (SC/ST Act), Chandauli in Bail Application No. 469 of 2026, arising out of Case Crime No. 10 of 2026, under Sections 187(2), 87 B.N.S. and Section 3(2)5 of SC/ST Act, Police Station Dheena, District Chandauli, with a further prayer to grant bail to the appellant in the aforesaid case.

4. The matter was taken up for the first time on 31.08.2026 and the following order was passed:-

"1. List revised.

2. Sri Anand Prakash Pandey, Advocate holding brief of Sri Devesh Kumar Singh, learned counsel for the appellant and Sri Ram Prakash Shukla, learned counsel for the State are present.

3. Learned counsel for the appellant submits that Sri Devesh Kumar Singh is suffering from viral fever and has not come to Court and thus prays for adjournment in the matter for two weeks.

4. This appeal is reported to be defective.

5. Since there is prayer for adjournment, the same is allowed.

6. Let the matter be listed on 14.09.2026 as fresh."

5. Subsequently it was taken up on 14.09.2026 and the following order was passed:-

"1. List revised.

2. Sri Rahul Rao, Advocate holding brief of Sri Devesh Kumar Singh, learned counsel for the appellant and Sri Ajay Singh, learned AGA-I for the State are present.

3. Learned counsel for the appellant again prays for an adjournment for a month on behalf of Sri Devesh Kumar Singh on the same ground as has been mentioned in para 3 of the order dated 31.08.2026.

4. Prayer is allowed.

5. Let the matter be listed on 24.10.2026 as fresh."

6. An affidavit titled as Service of Notice dated 05.10.2026 of the State is on record. This appeal even today stands defective.

7. Since there is no representation on behalf of the appellant to press the prayer for bail in the appeal, the appeal is dismissed for want of prosecution.

October 24, 2026
AS Rathore

(Samit Gopal,J.)

Digitally signed by :-
ABHISHEK SINGH RATHOR
High Court of Judicature at Allahabad