

IN THE HIGH COURT OF UTTARANCHAL
AT NAINITAL
Criminal Misc. Application No. 878 of 2001
(Old No. 1275 of 1995)

Sri Vinod Kumar
S/o Sri Roshan Lal
R/o 7/1181 Morganj
Saheranpur

.....Applicant

Versus

State of Uttar Pradesh
& another

.....Opposite Parties

Hon'ble B.C. Kandpal, J.

The Criminal Misc. Application is called out several times at 2:30 PM.

None is present for the applicant. Sri Nandan Arya learned A.G.A. present in the Court on behalf of opposite party.

The record further shows that the notice was served upon the applicant but the application is not present before the Court.

The relief, which has been sought by way of this application, is that the trial court be directed to take the accused Mangoo Singh in judicial custody and to proceed with the trial. The report of the C.J.M. Dehradun, which is available on the record, indicates that Mangoo Singh is dead in an encounter on 21.12.2001. therefore, I am of the view that this Criminal Misc. Application has become infructuous.

The Criminal Misc. Application is dismissed accordingly along with connected Criminal Revision No. 896 of 2001.

30.06.2004
ASWAL

(B.C. Kandpal, J.)