

Court No. - 86

Case :- APPLICATION U/S 482 No. - 6553 of 2018

Applicant :- Neelam Dubey And Another

Opposite Party :- State of U.P. and Another

Counsel for Applicant :- Arunesh Kumar Singh, Bijay Kumar Srivastava, Dr. C.P. Upadhyay, Sudeep Dwivedi

Counsel for Opposite Party :- G.A.

Hon'ble Rajiv Gupta, J.

1. Heard learned counsel for the applicants, learned A.G.A. for the State and perused the record.

2. This application under Section 482 Cr.P.C. has been filed with the prayer to quash charge-sheet no.109 of 2017 dated 20.06.2017 and order dated 15.01.2018 as well as entire proceedings of Criminal Case No. 133 of 2018 (State Vs. Manish Dubey), arising out of Case Crime No.65 of 2017, under Sections 420, 365, 376, 506 and 120B IPC, Police Station Kotwali City, District Mirzapur, pending in the court of Chief Judicial Magistrate, Mirzapur.

3. After some arguments, learned counsel for the applicants has made a statement at the Bar, on instructions, that he does not want to press other prayers made in the instant application and states that the applicants are ready to appear before the court below and seek their bail and that their release be considered in view of law laid down by Hon'ble Apex Court in the case of ***Satender Kumar Antil Vs. Central Bureau of Investigation and another reported in (2022) 10 SCC 51.***

4. Per contra, learned AGA states that he has no objection to the aforesaid prayer made by learned counsel for the applicants for not pressing the other prayers made in the instant application.

5. In view of the above, in case the applicants appear before the court below within three weeks from today and seek bail, their release be considered in view of law laid down by Hon'ble Apex Court in the case of ***Satender Kumar Antil Vs. Central Bureau of Investigation and another reported in (2022) 10 SCC 51.***

6. With the aforesaid observations, this application under Section 482 Cr.P.C. is finally **disposed off.**

Order Date :- 9.11.2023/Subham