

Court No. - 86

Case :- APPLICATION U/S 482 No. - 34262 of 2023

Applicant :- Yogendra @ Jogendra Kannaujiya And 5 Others

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

Counsel for Applicant :- Ram Bali Ram

Counsel for Opposite Party :- G.A.,Anil Kumar Rajak

Hon'ble Rajiv Gupta,J.

1. Heard learned counsel for the applicants, learned counsel for O.P. No.2 and learned A.G.A. and perused the record.

2. This application u/s 482 Cr.P.C. has been filed by the applicants with the prayer to quash the entire proceeding of Criminal Case No. 1278 of 2022, Sintu Kannaujiya Vs. Yogendra, under section 147, 323, 336, 504, 506 I.P.C. P.S. Mohammadabad, District Ghazipur, pending int he court of Civil Judge, (J.D.)/Judicial Magistrate, Court No.1, Mohammadabad, Ghazipur as well as summoning order dated 20.1.2023.

3. 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 application and states that the applicants are ready to surrender 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 A.G.A. as well as learned counsel for O.P. No.2 has submitted that he has no objection to the prayer made by learned counsel for applicants for not pressing the other prayers made in the 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 filed u/s 482 Cr.P.C. is finally disposed of.

Order Date :- 1.12.2023

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