

Court No. - 89

Case :- APPLICATION U/S 482 No. - 32373 of 2023

Applicant :- Umardaraj

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

Counsel for Applicant :- Deepak Sharma

Counsel for Opposite Party :- G.A.,Nafees Ahmad

Hon'ble Deepak Verma,J.

1. Heard learned counsel for the applicant, learned Additional Government Advocate for the State of U.P./opposite party no.1 and perused the record.

2. This application under Section 482 Cr.P.C. has been filed by the applicant to quash the non bailable warrant dated 12.05.2023 as well as entire proceedings of Criminal Case No. 7758 of 2022, arising out of Case Crime No. 298 of 2021, under Sections 498-A, 323, 504, 506, 307, 326 of Indian Penal Code and Section 3/4 of Dowry Prohibition Act, Police Station- Kharkhoda, District- Meerut, pending in the Court of Additional Chief Judicial Magistrate, Court no. 5, District- Meerut.

3. At the outset learned counsel for the applicant gave up his challenge to the aforesaid charge sheet, Non-bailable warrant and criminal proceedings against the applicant and confined his submission requesting to grant some protection to the applicant to surrender before the concerned court below. The learned counsel for the applicant further stated at the Bar that he is not pressing any other prayer made in this application on merits and prayed that a direction may be issued to the concerned courts below to consider and decide the bail application of the applicant expeditiously.

4. Learned A.G.A. for the State of U.P. submits that in case the applicant is not pressing the relief as sought for by him on merits and wants to surrender before the concerned court below, he has no objection if the Court grants protection to him for a short period.

5. In view of the above, the relief as sought by the applicant in the instant application is refused.

6. However considering the aforesaid alternative prayer made by

learned counsel for the applicant, it is directed that the applicant shall surrender before the concerned court below within three weeks from today and in case he applies for bail, the bail application of the applicant shall be disposed of expeditiously by the courts below in accordance with law.

7. With the above observations and directions, this application under Section 482 Cr.P.C. is **disposed of**.

Order Date :- 3.11.2023

Aditya