

Court No. - 87

Case :- APPLICATION U/S 482 No. - 35739 of 2023

Applicant :- Ram Sajiwan Yadav

Opposite Party :- State Of U.P. And 5 Others

Counsel for Applicant :- Shyam Narayan, Shiv Lal

Counsel for Opposite Party :- G.A.

Hon'ble Neeraj Tiwari, J.

1. Heard learned counsel for the applicant and learned AGA for the State.
2. Learned AGA has raised preliminary objection and submitted that this application is not maintainable as against the order impugned, applicant has alternative remedy to file revision under sections 397/401 Cr.P.C.
3. Learned counsel for the applicant could not dispute the aforesaid fact.
4. The application is **dismissed** with liberty to the applicant to approach competent court, if so advised within a period of two weeks from today.
5. In case revision is filed within two weeks from today, same shall not be rejected on the ground of laches, but be decided on merits.
6. Certified copy of the order be returned to learned counsel for the applicant after keeping the photocopy of the same in the record.

Order Date :- 12.12.2023

Amit