

Court No. - 90

Case :- APPLICATION U/S 482 No. - 33929 of 2023

Applicant :- Brijesh Yadav And Others

Opposite Party :- State Of U.P Through Its Secretary (Home),
U.P At Lko And And

Counsel for Applicant :- Brijesh Kumar Prajapati

Counsel for Opposite Party :- G.A.

Hon'ble Dinesh Pathak,J.

1. Heard learned counsel for the applicants and learned A.G.A. for the State.
2. The present applicants have invoked the inherent power of this Court under Section 482 Cr.P.C. to assail the cognizance/summoning order dated 19.07.2023 passed by the learned Special Judge SC/ST Act in S.S.T. No.240 of 2023.
3. Learned counsel for the opposite party No.2 has raised preliminary objection with respect to the maintainability of the instant Application under Section 482 Cr.P.C. on the ground of availability of the alternative remedy to file appeal under SC/ST Act.
4. Learned counsel for the applicants has prayed to dismiss the instant application as withdrawn with liberty to avail an appropriate remedy as available under the law.
5. As such, instant application is dismissed as prayed for.

Order Date :- 17.10.2023

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