

Court No. - 89

Case :- APPLICATION U/S 482 No. - 34773 of 2023

Applicant :- Shanib And 2 Others

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

Counsel for Applicant :- Rajiv Kumar Pandey

Counsel for Opposite Party :- G.A.

Hon'ble Deepak Verma,J.

1. Heard learned counsel for the applicants and learned A.G.A. for the State.
2. This application under Section 482 Cr.P.C. has been filed by the applicants to quash the charge-sheet dated 10.05.2019, cognizance/summoning order dated 24.07.2019 as well as entire proceedings of Case No.1919 of 2021 arising out of Case Crime No.0528 of 2018 (State vs. Shanib & others), under Sections 406, 504 & 506 I.P.C., P.S. Sasni Gate, District Aligarh, pending in the court of Additional Chief Judicial Magistrate IInd, Aligarh.
3. On the matter being taken up, learned counsel for the applicants have not pressed the relief as sought by means of this application on merit and prayed for issuance of appropriate direction to the concerned Courts below to decide the bail application of the applicants expeditiously.
4. Learned A.G.A. has no objection in allowing the aforesaid prayer of the applicants.
5. Accordingly the relief as sought by the applicants through this application is refused.
6. Considering the aforesaid alternative prayer of the applicants, it is directed that applicants shall surrender before the concerned Court below within one month from today and in case applies for bail, the bail application shall be decided expeditiously by the courts below in accordance with law laid down by the Apex Court in the case of **Satender Kumar Antil Vs. Central Bureau of Investigation** and another, reported in 2021 SCC OnLine SC 922.
7. For the period of one month from today or till the time of surrender of the applicants before the Court below, whichever is earlier, no coercive action shall be taken against them.

8. With the aforesaid directions, this application under Section 482 Cr.P.C. stands **disposed of**.

Order Date :- 13.10.2023
SKD