

Court No. - 4

Case :- APPLICATION U/S 482 No. - 38005 of 2023

Applicant :- Noor Alam

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

Counsel for Applicant :- Anil Kumar Yadav

Counsel for Opposite Party :- G.A.

Hon'ble Prakash Padia,J.

1. Heard learned counsel for the applicant and perused the records.
2. The present application under Section 482 Cr.P.C. has been filed with the prayer to quash the Charge Sheet dated 18.05.2018 and Non Bailable Warrant (N.B.W.) order dated 15.07.2023 as well as the entire proceeding of Criminal Case No. 51811 of 2018 (State Vs. Urmila Rathore and others) arising out of Case Crime No.56 of 2018, under Sections 147, 323, 504, 506, 452, 336, 427 I.P.C. and 7 of Criminal Law Amendmend Act, Police Station Babupurwa, District Kanpur Nagar.
3. On the matter being taken up, learned counsel for the applicant has 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 applicant expeditiously.
4. Learned A.G.A. has no objection in allowing the aforesaid prayer of the applicant.
5. Accordingly the relief as sought by the applicant through this application is refused.
6. The application under Section 482 Cr.P.C. is dismissed.
7. However, considering the aforesaid alternative prayer of the applicant, it is directed that applicant shall surrender before the concerned Court below within **two weeks** 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.

8. For the period of **two weeks** from today or till the time of surrender of the applicant before the Court below, whichever is earlier, no coercive action shall be taken against him.

Order Date :- 31.10.2023

Pramod Tripathi