

Court No. - 86

Case :- APPLICATION U/S 482 No. - 35872 of 2023

Applicant :- Anita Gayatri

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

Counsel for Applicant :- Navneet Kumar Mishra

Counsel for Opposite Party :- G.A.

Hon'ble Rajiv Gupta,J.

1. Heard learned counsel for the applicant, learned A.G.A. for the State and perused the record.

2. This application under Section 482 Cr.P.C. has been filed with the prayer to quash impugned charge-sheet no.1 of 2019 dated 24.07.2019 and cognizance/summoning order dated 25.06.2020 as well as entire proceedings of Criminal Case No. 3475 of 2020 (State of U.P. Vs. Anita Gayatri), arising out of Case Crime No. 173 of 2019, under Sections 304, 420, 120B IPC and Section 37, 38 and 39 Clinic Establishment Act, Police Station Kotwali, District Ghazipur, pending in the court of Chief Judicial Magistrate, Ghazipur.

3. After some arguments, learned counsel for the applicant has made a statement at the Bar, on instructions, that he does not want to press other prayers made in the instant application and states that the applicant is ready to appear before the court below and seek his bail and that his release be considered in view of law laid down by Hon'ble Apex Court in the case of ***Satender Kumar Antil Vs. Central Bureau of Investigation and another reported in (2022) 10 SCC 51.***

4. Per contra, learned AGA states that he has no objection to the aforesaid prayer made by learned counsel for the applicant for not pressing the other prayers made in the instant application.

5. In view of the above, in case the applicant appears before the court below within three weeks from today and seeks bail, his release be considered in view of law laid down by Hon'ble Apex Court in the case of ***Satender Kumar Antil Vs. Central Bureau of Investigation and another***

reported in (2022) 10 SCC 51.

6. With the aforesaid observations, this application under Section 482 Cr.P.C. is finally **disposed off**.

Order Date :- 28.11.2023

Subham