

Court No. - 93

Case :- APPLICATION U/S 482 No. - 36045 of 2023

Applicant :- Anil Kumar Singh

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

Counsel for Applicant :- Rajesh Kumar Mall

Counsel for Opposite Party :- G.A.

Hon'ble Arun Kumar Singh Deshwal, J.

Heard Sri Rajesh Kr. Mall, learned counsel for the applicant and Sri Anish Kr. Upadhyay, learned A.G.A. for the State.

The present application has been filed for quashing the summoning order dated 15.7.2022 as well as entire proceeding of Complaint Case No. 2682 of 2019 (*Tara Singh vs Anil Kumar Singh*), u/s 138 N.I. Act, P.S. Cantt., District Gorakhpur.

At the very outset, learned counsel for the applicant submits that he does not want to press the prayer for quashing the impugned proceeding and the applicant wants to surrender and apply for bail if suitable direction is issued for expeditious disposal of his bail application.

Considering the aforesaid submission, the present application is **disposed of** with a direction that if the applicant surrenders and moves an application for bail before the court below within a period of three weeks from today, then his bail application shall be considered in view of the law laid down in *Satendra Kumar Antil vs. Central Bureau of Investigation and Another, (2021) 10 SCC 773*.

For a period of four weeks or till disposal of the bail application, whichever is earlier, no coercive action shall be taken against the applicant in the aforesaid case.

Order Date :- 2.11.2023

Vandana